

TITLE IV

INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION

The conference agreement includes \$71,290,000 for the Appalachian Regional Commission as proposed by the House instead of \$66,290,000 as proposed by the Senate. The conferees support the Appalachian-Turkish Trade Project to promote trade and investment opportunities. Funding of \$5,000,000 has been provided for a child development research center at the University of Alabama.

From within available funds, the conferees have provided \$250,000 for the University of Georgia to conduct a study to determine the feasibility of creating a commission to carry out a comprehensive program of economic and human resource development of the so-called Black Belt Region.

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
SALARIES AND EXPENSES

The conference agreement includes \$18,500,000 for the Defense Nuclear Facilities Safety Board as proposed by the House and Senate.

DELTA REGIONAL AUTHORITY
SALARIES AND EXPENSES

The conference agreement includes \$10,000,000 for the Delta Regional Authority instead of \$20,000,000 as proposed by the Senate and no funding as proposed by the House. The conferees expect the Authority to submit quarterly financial reports providing detailed accounting data on the expenditure of funds during fiscal year 2002 and thereafter. The conferees also expect to receive from the Authority a detailed budget justification if funds are requested in fiscal year 2003.

DENALI COMMISSION

The conference agreement includes \$38,000,000 for the Denali Commission instead of \$40,000,000 as proposed by the Senate and no funding as proposed by the House. The conferees expect the Denali Commission to submit quarterly financial reports providing detailed accounting data on the expenditure of funds during fiscal year 2002 and thereafter. The conferees also expect to receive from the Commission a detailed budget justification if funds are requested in fiscal year 2003.

NUCLEAR REGULATORY COMMISSION
SALARIES AND EXPENSES

The conference agreement includes \$516,900,000 as proposed by the House and the Senate, to be offset by revenues of \$473,520,000, as proposed by the House, for a net appropriation of \$43,380,000. This reflects the statutory language adopted by the conference in the prior fiscal year to reduce the fee recovery requirement to 96 percent in fiscal year 2002. The conference amount provides an increase of \$10,000,000 over the budget request, with the standard formula for fee recovery being applied to this added increment of funding.

The conference agreement includes language prohibiting the implementation or enforcement of the revised 10 C.F.R. Part 35, as adopted by the Nuclear Regulatory Commission on October 23, 2000, with respect to diagnostic nuclear medicine, except for those parts of the new rule which establish revised training and experience requirements for persons seeking licensing as authorized users, until after the Commission has provided a report to the House and Senate Committees on Appropriations explaining why the regulatory burden could not be reduced further in the new rule without adversely affecting public health and safety. The conferees direct the Commission to submit this report not later than January 31, 2002. The

language included in the conference agreement is only an interim measure until a more permanent solution can be reached, either by the authorization committees or through a revised rulemaking.

OFFICE OF INSPECTOR GENERAL

The conference agreement includes \$6,180,000 as proposed by the House, to be offset by revenues of \$5,933,000, for a net appropriation of \$247,000. This reflects the statutory language adopted by the conference in the prior fiscal year to reduce the fee recovery requirement to 96 percent in fiscal year 2002.

NUCLEAR WASTE TECHNICAL REVIEW BOARD
SALARIES AND EXPENSES

The conference agreement provides \$3,100,000 as proposed by the House instead of \$3,500,000 as proposed by the Senate.

TITLE V

GENERAL PROVISIONS

Sec. 501. The conference agreement includes language directing that none of the funds in this Act may be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before Congress, other than to communicate to Members of Congress as described in section 1913 of title 18, United States Code. This provision has been carried in previous Energy and Water Development Appropriations Acts.

Sec. 502. The conference agreement includes language regarding the purchase of American-made equipment and products, and prohibiting contracts with persons falsely labeling products as made in America. This provision has been carried in previous Energy and Water Development Appropriations Acts.

Sec. 503. The conference agreement modifies language proposed by the Senate to require the Secretary of the Army to conduct a study on the environmental effects of oil and gas drilling in the Great Lakes and prohibit Federal and State issuance of permits or leases for new drilling from October 1, 2001 through September 30, 2003.

Provisions not adopted.—The conference agreement deletes Section 503 of the House bill providing that no funds may be used to determine the final point of discharge for the interceptor drain for the San Luis Unit of the Central Valley Project until certain conditions are met. This provision has been moved to Title II of the bill as proposed by the Senate.

The conference agreement deletes Section 505 of the House bill pertaining to the Buy American Act.

The conference agreement deletes Section 506 of the House bill prohibiting the use of funds to drill for gas and oil in the Mosquito Creek Reservoir in Ohio.

CONFERENCE TOTAL—WITH COMPARISONS

The total new budget (obligational) authority for the fiscal year 2002 recommended by the Committee of Conference, with comparisons to the fiscal year 2001 amount, the 2002 budget estimates, and the House and Senate bills for 2002 follow:

[In thousands of dollars]

New budget (obligational) authority, fiscal year 2001	\$24,512,565
Budget estimates of new (obligational) authority, fiscal year 2002	23,008,002
House bill, fiscal year 2002	24,195,000
Senate bill, fiscal year 2002	25,448,837
Conference agreement, fiscal year 2002	25,086,000
Conference agreement compared with:	
New budget (obligational) authority, fiscal year 2001	+573,435

Budget estimates of new (obligational) authority, fiscal year 2002	+2,077,998
House bill, fiscal year 2002	+891,000
Senate bill, fiscal year 2002	– 362,837

SONNY CALLAHAN,
HAROLD ROGERS,
RODNEY P.

FRELINGHUYSEN,
TOM LATHAM,
ROGER F. WICKER,
ZACH WAMP,
JO ANN EMERSON,
JOHN T. DOOLITTLE,
BILL YOUNG,
PETER J. VISCLOSKEY,
ED PASTOR,
JAMES E. CLYBURN,
LUCILLE ROYBAL-ALLARD,

Managers on the Part of the House.

PETE V. DOMENICI,
THAD COCHRAN,
MITCH MCCONNELL,
ROBERT F. BENNETT,
CONRAD BURNS,
LARRY CRAIG,
TED STEVENS,
HARRY REID,
ROBERT C. BYRD,
FRITZ HOLLINGS,
PATTY MURRAY,
BYRON L. DORGAN,
DIANNE FEINSTEIN,
TOM HARKIN,
DANIEL K. INOUE,

Managers on the Part of the Senate.

CONFERENCE REPORT ON H.R. 2647,
LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2002

Mr. SHERWOOD submitted the following conference report and statement on the bill (H.R. 2647) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2002, and for other purposes:

CONFERENCE REPORT (H. REPT. 107-259)

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 2647) "making appropriations for the Legislative Branch for the fiscal year ending September 30, 2002, and for other purposes", having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate numbered 5.

Amendment numbered 1:

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment, as follows:

In lieu of the matter proposed by said amendment, insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Legislative Branch for the fiscal year ending September 30, 2002, and for other purposes, namely:

TITLE I—CONGRESSIONAL OPERATIONS
SENATE

EXPENSE ALLOWANCES

For expense allowances of the Vice President, \$10,000; the President Pro Tempore of the Senate, \$10,000; Majority Leader of the Senate, \$10,000; Minority Leader of the Senate, \$10,000; Majority Whip of the Senate, \$5,000; Minority Whip of the Senate, \$5,000; and Chairmen of the Majority and Minority Conference Committees,

\$3,000 for each Chairman; and Chairmen of the Majority and Minority Policy Committees, \$3,000 for each Chairman; in all, \$62,000.

REPRESENTATION ALLOWANCES FOR THE MAJORITY AND MINORITY LEADERS

For representation allowances of the Majority and Minority Leaders of the Senate, \$15,000 for each such Leader; in all, \$30,000.

SALARIES, OFFICERS AND EMPLOYEES

For compensation of officers, employees, and others as authorized by law, including agency contributions, \$104,039,000, which shall be paid from this appropriation without regard to the below limitations, as follows:

OFFICE OF THE VICE PRESIDENT

For the Office of the Vice President, \$1,867,000.

OFFICE OF THE PRESIDENT PRO TEMPORE

For the Office of the President Pro Tempore, \$473,000.

OFFICES OF THE MAJORITY AND MINORITY LEADERS

For Offices of the Majority and Minority Leaders, \$2,868,000.

OFFICES OF THE MAJORITY AND MINORITY WHIPS

For Offices of the Majority and Minority Whips, \$1,912,000.

COMMITTEE ON APPROPRIATIONS

For salaries of the Committee on Appropriations, \$9,875,000.

CONFERENCE COMMITTEES

For the Conference of the Majority and the Conference of the Minority, at rates of compensation to be fixed by the Chairman of each such committee, \$1,250,000 for each such committee; in all, \$2,500,000.

OFFICES OF THE SECRETARIES OF THE CONFERENCE OF THE MAJORITY AND THE CONFERENCE OF THE MINORITY

For Offices of the Secretaries of the Conference of the Majority and the Conference of the Minority, \$618,000.

POLICY COMMITTEES

For salaries of the Majority Policy Committee and the Minority Policy Committee, \$1,275,000 for each such committee; in all, \$2,550,000.

OFFICE OF THE CHAPLAIN

For Office of the Chaplain, \$301,000.

OFFICE OF THE SECRETARY

For Office of the Secretary, \$15,424,000.

OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER

For Office of the Sergeant at Arms and Doorkeeper, \$39,082,000.

OFFICES OF THE SECRETARIES FOR THE MAJORITY AND MINORITY

For Offices of the Secretary for the Majority and the Secretary for the Minority, \$1,350,000.

AGENCY CONTRIBUTIONS AND RELATED EXPENSES

For agency contributions for employee benefits, as authorized by law, and related expenses, \$25,219,000.

OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE

For salaries and expenses of the Office of the Legislative Counsel of the Senate, \$4,306,000.

OFFICE OF SENATE LEGAL COUNSEL

For salaries and expenses of the Office of Senate Legal Counsel, \$1,109,000.

EXPENSE ALLOWANCES OF THE SECRETARY OF THE SENATE, SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE, AND SECRETARIES FOR THE MAJORITY AND MINORITY OF THE SENATE

For expense allowances of the Secretary of the Senate, \$3,000; Sergeant at Arms and Doorkeeper of the Senate, \$3,000; Secretary for the Majority of the Senate, \$3,000; Secretary for the Minority of the Senate, \$3,000; in all, \$12,000.

CONTINGENT EXPENSES OF THE SENATE

INQUIRIES AND INVESTIGATIONS

For expenses of inquiries and investigations ordered by the Senate, or conducted pursuant to section 134(a) of Public Law 601, Seventy-ninth Congress, as amended, section 112 of Public Law 96-304 and Senate Resolution 281, agreed to March 11, 1980, \$107,264,000.

EXPENSES OF THE UNITED STATES SENATE CAUCUS ON INTERNATIONAL NARCOTICS CONTROL

For expenses of the United States Senate Caucus on International Narcotics Control, \$520,000.

SECRETARY OF THE SENATE

For expenses of the Office of the Secretary of the Senate, \$8,571,000, of which \$7,000,000 shall remain available until expended.

SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

For expenses of the Office of the Sergeant at Arms and Doorkeeper of the Senate, \$95,904,000, of which \$8,654,000 shall remain available until September 30, 2004, and of which \$11,354,000 shall remain available until expended.

MISCELLANEOUS ITEMS

For miscellaneous items, \$14,274,000, of which not more than \$3,000,000 may be made available for mailings of postal patron postcards by Senators for the purpose of providing notice of a town meeting by a Senator in a county (or equivalent unit of local government) that the Senator will personally attend: Provided, That no funds for the purpose of such mailings shall be made available until the date of enactment of a statute authorizing the expenditure of funds for such purpose.

SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE ACCOUNT

For Senators' Official Personnel and Office Expense Account, \$270,494,000.

OFFICIAL MAIL COSTS

For expenses necessary for official mail costs of the Senate, \$300,000.

ADMINISTRATIVE PROVISIONS

SEC. 101. (a) Section 101(a) of the Supplemental Appropriations Act, 1977 (2 U.S.C. 61h-6(a)) is amended in the first sentence by striking "four individual consultants" and inserting "six individual consultants", and is amended in the second sentence by striking "one consultant" and inserting "not more than two individual consultants".

(b) This section shall apply with respect to fiscal year 2002 and each fiscal year thereafter.

SEC. 102. STUDENT LOAN REPAYMENT PROGRAM. (a) DEFINITIONS.—In this section:

(1) COMMITTEE.—The term "Committee" means the Committee on Rules and Administration of the Senate.

(2) ELIGIBLE EMPLOYEE.—

(A) IN GENERAL.—Except as provided in subparagraph (B), the term "eligible employee" means an individual—

(i) who is an employee of the Senate; and

(ii) whose rate of pay as an employee of the Senate, on the date on which such eligibility is determined, does not exceed the rate of basic pay for an employee for a position at ES-1 of the Senior Executive Schedule as provided for in subchapter VIII of chapter 53 of title 5, United States Code (including any locality pay adjustment applicable to the Washington, D.C.-Baltimore Maryland consolidated metropolitan statistical area).

(3) EMPLOYEE OF THE SENATE.—The term "employee of the Senate" has the meaning given the term in section 101 of the Congressional Accountability Act of 1995 (2 U.S.C. 1301).

(4) EMPLOYING OFFICE.—The term "employing office" means the employing office, as defined in section 101 of the Congressional Accountability Act of 1995 (2 U.S.C. 1301), of an employee of the Senate.

(5) SECRETARY.—The term "Secretary" means the Secretary of the Senate.

(6) STUDENT LOAN.—The term "student loan" means—

(A) a loan made, insured, or guaranteed under part B, D, or E of title IV of the Higher Education Act of 1965 (20 U.S.C. 1071 et seq., 1087a et seq., or 1087aa et seq.); and

(B) a health education assistance loan made or insured under part A of title VII of the Public Health Service Act (42 U.S.C. 292 et seq.), or under part E of title VIII of such Act (42 U.S.C. 297a et seq.).

(b) SENATE STUDENT LOAN REPAYMENT PROGRAM.—

(1) SERVICE AGREEMENTS.—

(A) IN GENERAL.—The head of an employing office and an eligible employee may enter into a written service agreement under which—

(i) the employing office shall agree to repay, by direct payments on behalf of the eligible employee, any student loan indebtedness of the eligible employee that is outstanding at the time the eligible employee and the employing office enter into the agreement, subject to this section; and

(ii) the eligible employee shall agree to complete the 1-year required period of employment described in subsection (c)(1) with the employing office in exchange for the student loan payments.

(B) CONTENTS OF SERVICE AGREEMENTS.—

(i) CONTENTS.—A service agreement under this paragraph shall contain—

(I) the start and end dates of the required period of employment covered by the agreement;

(II) the monthly amount of the student loan payments to be provided by the employing office;

(III) the employee's agreement to reimburse the Senate under the conditions set forth in subsection (d)(1);

(IV) disclosure of the program limitations provided for in subsection (d)(4) and paragraphs (2), (3), (6), and (7) of subsection (f);

(V) other terms to which the employing office and employee agree (such as terms relating to job responsibilities or job performance expectations); and

(VI) any other terms prescribed by the Secretary.

(ii) STANDARD SERVICE AGREEMENTS.—The Secretary shall establish standard service agreements for employing offices to use in carrying out this section.

(2) SUBMISSION OF AGREEMENTS.—On entering into a service agreement under this section, the employing office shall submit a copy of the service agreement to the Secretary.

(c) PROGRAM CONDITIONS.—

(1) PERIOD OF EMPLOYMENT.—The term of the required period of employment under a service agreement under this section shall be 1 year. On completion of the required period of employment under such a service agreement, the eligible employee and the employing office may enter into additional service agreements for successive 1-year periods of employment.

(2) AMOUNT OF PAYMENTS.—

(A) IN GENERAL.—The amount of student loan payments made under service agreements under this section on behalf of an eligible employee may not exceed—

(i) \$500 in any month; or

(ii) a total of \$40,000.

(B) PAYMENTS INCLUDED IN GROSS COMPENSATION LIMITATIONS.—Any student loan payment made under this section in any month may not result in the sum of the payment and the compensation of an employee for that month exceeding $\frac{1}{12}$ th of the applicable annual maximum gross compensation limitation under section 105(d)(2), (e), or (f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(d)(2), (e), or (f)).

(3) TIMING OF PAYMENTS.—Student loan payments made under this section under a service agreement shall begin the first day of the pay period after the date on which the agreement is signed and received by the Secretary, and shall be made on a monthly basis.

(d) **LOSS OF ELIGIBILITY FOR STUDENT LOAN PAYMENTS AND OBLIGATION TO REIMBURSE.**—

(1) **IN GENERAL.**—An employee shall not be eligible for continued student loan payments under a service agreement under this section and (except in a case in which an employee's duty is terminated under paragraph (2) or an employing office assumes responsibilities under paragraph (3)) shall reimburse the Senate for the amount of all student loan payments made on behalf of the employee under the agreement, if, before the employee completes the required period of employment specified in the agreement—

(A) the employee voluntarily separates from service with the employing office;

(B) the employee engages in misconduct or does not maintain an acceptable level of performance, as determined by the head of the employing office; or

(C) the employee violates any condition of the agreement.

(2) **TERMINATION OF AGREEMENT.**—The duty of an eligible employee to fulfill the required period of employment under the service agreement shall be terminated if—

(A) funds are not made available to cover the cost of the student loan repayment program carried out under this section; or

(B) the employee and the head of the employing office involved mutually agree to terminate the service agreement under subsection (f)(7).

(3) **ANOTHER EMPLOYING OFFICE.**—An employing office who hires an eligible employee during a required period of employment under such a service agreement may assume the remaining obligations (as of the date of the hiring) of the employee's prior employing office under the agreement.

(4) **FAILURE OF EMPLOYEE TO REIMBURSE.**—If an eligible employee fails to reimburse the Senate for the amount owed under paragraph (1), such amount shall be collected—

(A) under section 104(c) of the Legislative Appropriation Act, 1977 (2 U.S.C. 60c-2a(c)) or section 5514 of title 5, United States Code, if the eligible employee is employed by any other office of the Senate or agency of the Federal Government; or

(B) under other applicable provisions of law if the eligible employee is not employed by any other office of the Senate or agency of the Federal Government.

(5) **CREDITING OF AMOUNTS.**—Any amount repaid by, or recovered from, an eligible employee under this section shall be credited to the subaccount for the employing office from which the amount involved was originally paid. Any amount so credited shall be merged with other sums in such subaccount for the employing office and shall be available for the same purposes, and subject to the same limitations (if any), as the sums with which such amount is merged.

(e) **RECORDS AND REPORTS.**—

(1) **IN GENERAL.**—Not later than January 1, 2003, and each January 1 thereafter, the Secretary shall prepare and submit to the Committee on Rules and Administration of the Senate and the Committee on Appropriations of the Senate, a report for the fiscal year preceding the fiscal year in which the report is submitted, that contains information specifying—

(A) the number of eligible employees that received student loan payments under this section; and

(B) the costs of such payments, including—
(i) the amount of such payments made for each eligible employee;

(ii) the amount of any reimbursement amounts for early separation from service or whether any waivers were provided with respect to such reimbursements; and

(iii) any other information determined to be relevant by the Committee on Rules and Administration of the Senate or the Committee on Appropriations of the Senate.

(2) **CONFIDENTIALITY.**—Such report shall not include any information which is considered

confidential or could disclose the identity of individual employees or employing offices. Information required to be contained in the report of the Secretary under section 105(a) of the Legislative Branch Act, 1965 (2 U.S.C. 104a) shall not be considered to be personal information for purposes of this paragraph.

(f) **OTHER ADMINISTRATIVE MATTERS.**—

(1) **ACCOUNT.**—

(A) **IN GENERAL.**—The Secretary shall establish and maintain a central account from which student loan payments available under this section shall be paid on behalf of eligible employees.

(B) **OFFICE SUBACCOUNTS.**—The Secretary shall ensure that, within the account established under subparagraph (A), a separate subaccount is established for each employing office to be used by each such office to make student loan payments under this section. Such student loan payments shall be made from any funds available to the employing office for student loan payments that are contained in the subaccount for the office.

(C) **LIMITATION.**—Amounts in each subaccount established under this paragraph shall not be made available for any purpose other than to make student loan payments under this section.

(2) **BEGINNING OF PAYMENTS.**—Student loan payments may begin under this section with respect to an eligible employee upon—

(A) the receipt by the Secretary of a signed service agreement; and

(B) verification by the Secretary with the holder of the loan that the eligible employee has an outstanding student loan balance that qualifies for payment under this section.

(3) **LIMITATION.**—Student loan payments may be made under this section only with respect to the amount of student loan indebtedness of the eligible employee that is outstanding on the date on which the employee and the employing office enter into a service agreement under this section. Such payments may not be made under this section on a student loan that is in default or arrears.

(4) **PAYMENT ON MULTIPLE LOANS.**—Student loan payments may be made under this section with respect to more than 1 student loan of an eligible employee at the same time or separately, if the total payments on behalf of such employee do not exceed the limits under subsection (c)(2)(A).

(5) **TREATMENT OF PAYMENTS.**—Student loan payments made on behalf of an eligible employee under this section shall be in addition to any basic pay and other forms of compensation otherwise payable to the eligible employee, and shall be subject to withholding for income and employment tax obligations as provided for by law.

(6) **NO RELIEF FROM LIABILITY.**—An agreement to make student loan payments under this section shall not exempt an eligible employee from the responsibility or liability of the employee with respect to the loan involved and the eligible employee shall continue to be responsible for making student loan payments on the portion of any loan that is not covered under the terms of the service agreement.

(7) **REDUCTION IN PAYMENTS.**—Notwithstanding the terms of a service agreement under this section, the head of an employing office may reduce the amount of student loan payments made under the agreement if adequate funds are not available to such office. If the head of the employing office decides to reduce the amount of student loan payments for an eligible employee, the head of the office and the employee may mutually agree to terminate the service agreement.

(8) **NO RIGHT TO CONTINUED EMPLOYMENT.**—A service agreement under this section shall not be construed to create a right to, promise of, or entitlement to the continued employment of the eligible employee.

(9) **NO ENTITLEMENT.**—A student loan payment under this section shall not be construed to be an entitlement for any eligible employee.

(10) **TREATMENT OF PAYMENTS.**—A student loan payment under this section—

(A) shall not be basic pay of an employee for purposes of chapters 83 and 84 of title 5, United States Code (relating to retirement) and chapter 87 of such title (relating to life insurance coverage); and

(B) shall not be included in Federal wages for purposes of chapter 85 of such title (relating to unemployment compensation).

(g) **ALLOCATION OF FUNDS.**—

(1) **MAXIMUM AMOUNT.**—In this subsection, the term "maximum amount", used with respect to a fiscal year, means—

(A) in the case of an employing office described in subsection (i)(1)(A), the amount described in that subsection for that fiscal year; and

(B) in the case of an employing office described in subsection (i)(1)(B), the amount described in that subsection for that fiscal year.

(2) **ALLOCATION.**—From the total amount made available to carry out this section for a fiscal year, there shall be allocated to each employing office for that fiscal year—

(A) the maximum amount for that employing office for that fiscal year; or

(B) if the total amount is not sufficient to provide the maximum amount to each employing office, an amount that bears the same relationship to the total amount as the maximum amount for that employing office for that fiscal year bears to the total of the maximum amounts for all employing offices for that fiscal year.

(3) **APPORTIONMENT.**—In the case of an employing office that is a Committee of the Senate, the funds allocated under this subsection shall be apportioned between the majority and minority staff of the committee in the same manner as amounts are apportioned between the staffs for salaries.

(h) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—There are authorized to be appropriated (or otherwise made available from appropriations) to carry out this section the following amounts for each fiscal year:

(A) For each employing office that is the personal office of a Senator, an amount equal to 2 percent of the total sums appropriated for the fiscal year involved for administrative and clerical salaries for such office.

(B) For each other employing office, an amount equal to 2 percent of the total sums appropriated for the fiscal year involved for salaries for such office.

(2) **LIMITATION.**—Amounts provided under this section shall be subject to annual appropriations.

(i) **EFFECTIVE DATE.**—This section shall apply to fiscal year 2002 and each fiscal year thereafter.

SEC. 103. (a) Agency contributions for employees whose salaries are disbursed by the Secretary of the Senate from the appropriations account "Expenses of the United States Senate Caucus on International Narcotics Control" under the heading "Congressional Operations" shall be paid from the Senate appropriations account for "Salaries, Officers and Employees".

(b) This section shall apply to pay periods beginning on or after October 1, 2001.

SEC. 104. (a) Section 5(a) under the subheading "ADMINISTRATIVE PROVISIONS" under the heading "SENATE" under title I of the Legislative Branch Appropriations Act, 1996 (2 U.S.C. 58a note) is amended by striking "invoice ends" and inserting "invoice begins".

(b) The amendment made by subsection (a) shall take effect on October 1, 2001, and shall apply to base service periods beginning on or after that date.

SEC. 105. (a) Section 120 of Public Law 97-51 (2 U.S.C. 61g-6) is amended in the first sentence by striking "\$75,000" and inserting "\$100,000".

(b) This section shall apply with respect to fiscal year 2002 and each fiscal year thereafter.

SEC. 106. Effective on and after October 1, 2001, each of the dollar amounts contained in the table under section 105(d)(1)(A) of the Legislative Branch Appropriations Act, 1968 (2 U.S.C. 61-1(d)(1)(A)) shall be deemed to be the dollar amounts in that table, as adjusted by law and in effect on September 30, 2001, increased by an additional \$50,000 each.

SEC. 107. TRANSFERS FROM SENATE GIFT SHOP TO PRESERVATION FUND. (a) IN GENERAL.—Section 2(c) of the Legislative Branch Appropriations Act, 1993 (2 U.S.C. 121d(c)) is amended—

- (1) by inserting “(1)” after “(c)”; and
- (2) by adding at the end the following:

“(2) The Secretary of the Senate may transfer from the fund to the Capitol Preservation Fund the net profits (as determined by the Secretary) from sales of items by the Senate Gift Shop which are intended to benefit the Capitol Visitor Center.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to fiscal years beginning before, on, or after the date of enactment of this Act.

SEC. 108. PROVISIONS RELATING TO SENATE COMMISSION ON ART. (a) MAINTENANCE OF OLD SUPREME COURT CHAMBER.—Section 3 of Senate Resolution 382 (90th Congress) (40 U.S.C. 188b-2) is amended by striking “insofar as it” and inserting “and of the Old Supreme Court Chamber insofar as each”.

(b) TECHNICAL AMENDMENTS.—Section 5 of Senate Resolution 382 (90th Congress) (40 U.S.C. 188b-4) is amended—

- (1) by striking “the sum of \$15,000 each fiscal year,” and inserting “such amount as may be necessary each fiscal year,”; and
- (2) by striking “the Chairman or Vice Chairman of the Commission” and inserting “the Executive Secretary of the Commission and approved by the Committee on Rules and Administration of the Senate”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to fiscal year 2002 and all succeeding fiscal years.

SEC. 109. PROCUREMENT OF TEMPORARY HELP. (a) IN GENERAL.—(1) Subject to regulations that the Committee on Rules and Administration of the Senate may prescribe, the Secretary of the Senate and the Sergeant at Arms and Doorkeeper of the Senate may procure temporary help services from a private sector source that offers such services. Each procurement of services under this subsection shall be for no longer than 30 days.

(2) A person performing services procured under paragraph (1) shall not, during the period of the performance of the services, be an employee of the United States or be considered to be an employee of the United States for any purpose.

(b) This section shall take effect on October 1, 2001, and shall apply in fiscal year 2002 and successive fiscal years.

SEC. 110. Section 311(d) of the Legislative Branch Appropriations Act, 1991 (2 U.S.C. 59e(d)) is amended in the matter preceding paragraph (1) by inserting “in the House, or official expenses for franked mail, employee salaries, office space, furniture, or equipment and any associated information technology services (excluding handheld communications devices) in the Senate” after “expenses”.

SEC. 111. The amount available to the Committee on Rules and Administration for expenses under section 14(c) of Senate Resolution 54, agreed to March 8, 2001, is increased by \$150,000.

SEC. 112. TRANSPORTATION SUBSIDY FOR EMPLOYEES OF THE SENATE.

(a) DEFINITIONS.—In this section, the term—

- (1) “employee of the Senate”—

(A) means any employee whose pay is disbursed by the Secretary of the Senate; and

(B) does not include a member or civilian employee of the Capitol Police; and

(2) “employing office” means the employing office, as defined under section 101 of the Congressional Accountability Act of 1995 (2 U.S.C. 1301), of an employee of the Senate.

(b) TRANSPORTATION SUBSIDY.—An employing office may provide a monthly transportation subsidy to an employee of the Senate up to the maximum monthly amount authorized under section 132(f)(2)(A) of the Internal Revenue Code of 1986.

HOUSE OF REPRESENTATIVES

PAYMENT TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to Deborah Williams Spence, Floyd D. Spence Jr., Zachariah W. Spence, Benjamin G. Spence and Caldwell D. Spence, widow and children of Floyd Spence, late a Representative from the State of South Carolina, \$145,100.

SALARIES AND EXPENSES

For salaries and expenses of the House of Representatives, \$878,050,000, as follows:

HOUSE LEADERSHIP OFFICES

For salaries and expenses, as authorized by law, \$15,910,000, including: Office of the Speaker, \$1,866,000, including \$25,000 for official expenses of the Speaker; Office of the Majority Floor Leader, \$1,830,000, including \$10,000 for official expenses of the Majority Leader; Office of the Minority Floor Leader, \$2,224,000, including \$10,000 for official expenses of the Minority Leader; Office of the Majority Whip, including the Chief Deputy Majority Whip, \$1,562,000, including \$5,000 for official expenses of the Majority Whip; Office of the Minority Whip, including the Chief Deputy Minority Whip, \$1,168,000, including \$5,000 for official expenses of the Minority Whip; Speaker's Office for Legislative Floor Activities, \$431,000; Republican Steering Committee, \$806,000; Republican Conference, \$1,342,000; Democratic Steering and Policy Committee, \$1,435,000; Democratic Caucus, \$713,000; nine minority employees, \$1,293,000; training and program development—majority, \$290,000; training and program development—minority, \$290,000; Cloakroom Personnel—majority, \$330,000; and Cloakroom Personnel—minority, \$330,000.

MEMBERS' REPRESENTATIONAL ALLOWANCES

INCLUDING MEMBERS' CLERK HIRE, OFFICIAL EXPENSES OF MEMBERS, AND OFFICIAL MAIL

For Members' representational allowances, including Members' clerk hire, official expenses, and official mail, \$479,472,000.

COMMITTEE EMPLOYEES

STANDING COMMITTEES, SPECIAL AND SELECT

For salaries and expenses of standing committees, special and select, authorized by House resolutions, \$104,514,000: Provided, That such amount shall remain available for such salaries and expenses until December 31, 2002.

COMMITTEE ON APPROPRIATIONS

For salaries and expenses of the Committee on Appropriations, \$23,002,000, including studies and examinations of executive agencies and temporary personal services for such committee, to be expended in accordance with section 202(b) of the Legislative Reorganization Act of 1946 and to be available for reimbursement to agencies for services performed: Provided, That such amount shall remain available for such salaries and expenses until December 31, 2002.

SALARIES, OFFICERS AND EMPLOYEES

For compensation and expenses of officers and employees, as authorized by law, \$101,766,000, including: for salaries and expenses of the Office of the Clerk, including not more than \$11,000, of which not more than \$10,000 is for the Family Room, for official representation and reception expenses, \$15,408,000; for salaries and expenses of the Office of the Sergeant at Arms, including the position of Superintendent of Garages, and including not more than \$750 for official representation and reception expenses, \$4,139,000; for salaries and expenses of the Office of the Chief Administrative Officer, \$67,495,000, of which \$3,525,000 shall remain available until expended, including \$31,510,000

for salaries, expenses and temporary personal services of House Information Resources, of which \$31,390,000 is provided herein: Provided, That of the amount provided for House Information Resources, \$8,656,000 shall be for net expenses of telecommunications: Provided further, That House Information Resources is authorized to receive reimbursement from Members of the House of Representatives and other governmental entities for services provided and such reimbursement shall be deposited in the Treasury for credit to this account; for salaries and expenses of the Office of the Inspector General, \$3,756,000; for salaries and expenses of the Office of General Counsel, \$894,000; for the Office of the Chaplain, \$144,000; for salaries and expenses of the Office of the Parliamentarian, including the Parliamentarian and \$2,000 for preparing the Digest of Rules, \$1,344,000; for salaries and expenses of the Office of the Law Revision Counsel of the House, \$2,107,000; for salaries and expenses of the Office of the Legislative Counsel of the House, \$5,456,000; for salaries and expenses of the Corrections Calendar Office, \$883,000; and for other authorized employees, \$140,000.

ALLOWANCES AND EXPENSES

For allowances and expenses as authorized by House resolution or law, \$157,436,000, including: supplies, materials, administrative costs and Federal tort claims, \$3,379,000; official mail for committees, leadership offices, and administrative offices of the House, \$410,000; Government contributions for health, retirement, Social Security, and other applicable employee benefits, \$152,957,000; and miscellaneous items including purchase, exchange, maintenance, repair and operation of House motor vehicles, inter-parliamentary receptions, and gratuities to heirs of deceased employees of the House, \$690,000.

CHILD CARE CENTER

For salaries and expenses of the House of Representatives Child Care Center, such amounts as are deposited in the account established by section 312(d)(1) of the Legislative Branch Appropriations Act, 1992 (40 U.S.C. 184g(d)(1)), subject to the level specified in the budget of the Center, as submitted to the Committee on Appropriations of the House of Representatives.

ADMINISTRATIVE PROVISIONS

SEC. 113. (a) Effective October 1, 2001, the following four majority positions shall be transferred from the Clerk to the Speaker:

- (1) The position of chief of floor service.
- (2) Two positions of assistant floor chief.
- (3) One position of cloakroom attendant.

(b) Effective October 1, 2001, the following four minority positions shall be transferred from the Clerk to the minority leader:

- (1) The position of chief of floor service.
- (2) Two positions of assistant floor chief.
- (3) One position of cloakroom attendant.

(c) Notwithstanding any other provision of law, in the case of an individual who is an incumbent of a position transferred under subsection (a) or subsection (b) at the time of the transfer, the total number of days of annual leave and the total number of days of sick leave which were provided by the Clerk to the individual and which remain unused as of the date of the transfer shall remain available for the individual to use after the transfer.

SEC. 114. (a) The third sentence of section 104(a)(1) of the Legislative Branch Appropriations Act, 1987 (as incorporated by reference in section 101(j) of Public Law 99-500 and Public Law 99-591) (2 U.S.C. 117e(1)) is amended by striking “for credit to the appropriate account” and all that follows and inserting the following: “for credit to the appropriate account of the House of Representatives, and shall be available for expenditure in accordance with applicable law. For purposes of the previous sentence, in the case of receipts from the sale or disposal of any audio or video transcripts prepared by the

House Recording Studio, the 'appropriate account of the House of Representatives' shall be the account of the Chief Administrative Officer of the House of Representatives."

(b) The amendment made by subsection (a) shall apply with respect to fiscal year 2002 and each succeeding fiscal year.

SEC. 115. (a) **REQUIRING AMOUNTS REMAINING IN MEMBERS' REPRESENTATIONAL ALLOWANCES TO BE USED FOR DEFICIT REDUCTION OR TO REDUCE THE FEDERAL DEBT.**—Notwithstanding any other provision of law, any amounts appropriated under this Act for "HOUSE OF REPRESENTATIVES—SALARIES AND EXPENSES—MEMBERS' REPRESENTATIONAL ALLOWANCES" shall be available only for fiscal year 2002. Any amount remaining after all payments are made under such allowances for fiscal year 2002 shall be deposited in the Treasury and used for deficit reduction (or, if there is no Federal budget deficit after all such payments have been made, for reducing the Federal debt, in such manner as the Secretary of the Treasury considers appropriate).

(b) **REGULATIONS.**—The Committee on House Administration of the House of Representatives shall have authority to prescribe regulations to carry out this section.

(c) **DEFINITION.**—As used in this section, the term "Member of the House of Representatives" means a Representative in, or a Delegate or Resident Commissioner to, the Congress.

SEC. 116. (a) **DAY FOR PAYING SALARIES OF THE HOUSE OF REPRESENTATIVES.**—The usual day for paying salaries in or under the House of Representatives shall be the last day of each month, except that if the last day of a month falls on a Saturday, Sunday, or a legal public holiday, the Chief Administrative Officer of the House of Representatives shall pay such salaries on the first weekday which precedes the last day.

(b) **CONFORMING AMENDMENT.**—(1) The first section and section 2 of the Joint Resolution entitled "Joint resolution authorizing the payment of salaries of the officers and employees of Congress for December on the 20th day of that month each year", approved May 21, 1937 (2 U.S.C. 60d and 60e), are each repealed.

(2) The last paragraph under the heading "Contingent Expense of the House" in the First Deficiency Appropriation Act, 1946 (2 U.S.C. 60e-1), is repealed.

(c) **EFFECTIVE DATE.**—This section and the amendments made by this section shall apply with respect to pay periods beginning after the expiration of the 1-year period which begins on the date of the enactment of this Act.

SEC. 117. (a) The aggregate amount otherwise authorized to be appropriated for a fiscal year for the lump-sum allowance for the Office of the Speaker of the House of Representatives shall be increased by \$40,000.

(b) This section shall apply with respect to fiscal year 2002 and each succeeding fiscal year.

SEC. 118. (a) Effective with respect to fiscal year 2002 and each succeeding fiscal year, there are hereby established 2 additional positions in each of the following offices of the House of Representatives:

(1) The Office of the Clerk.

(2) The Office of the Chief Administrative Officer.

(3) The Office of the Sergeant at Arms.

(b) The duty of the personnel appointed to a position established under this section shall be to ensure the continuity of the operations of the House of Representatives during periods of emergency, in accordance with the direction of the head of the office in which the position is established.

(c) The annual rate of pay provided for a position established under this section shall be determined by the head of the office in which the position is established.

(d) Notwithstanding any other provision of law, the head of the office in which a position is established under this section shall have the

exclusive authority to appoint personnel to such a position.

SEC. 119. (a) Section 408 of the Congressional Accountability Act of 1995 (2 U.S.C. 1408) is amended by adding at the end the following new subsection:

"(d) **APPEARANCES BY HOUSE EMPLOYMENT COUNSEL.**—

"(1) **IN GENERAL.**—The House Employment Counsel of the House of Representatives and any other counsel in the Office of House Employment Counsel of the House of Representatives, including any counsel specially retained by the Office of House Employment Counsel, shall be entitled, for the purpose of providing legal assistance and representation to employing offices of the House of Representatives under this Act, to enter an appearance in any proceeding before any court of the United States or of any State or political subdivision thereof without compliance with any requirements for admission to practice before such court, except that the authorization conferred by this paragraph shall not apply with respect to the admission of any such person to practice before the United States Supreme Court.

"(2) **HOUSE EMPLOYMENT COUNSEL DEFINED.**—In this subsection, the term 'Office of House Employment Counsel of the House of Representatives' means—

"(A) the Office of House Employment Counsel established and operating under the authority of the Clerk of the House of Representatives as of the date of the enactment of this subsection;

"(B) any successor office to the Office of House Employment Counsel which is established after the date of the enactment of this subsection; and

"(C) any other person authorized and directed in accordance with the Rules of the House of Representatives to provide legal assistance and representation to employing offices of the House of Representatives in connection with actions brought under this title."

(b) The amendment made by this section shall apply with respect to proceedings occurring on or after the date of the enactment of this Act.

JOINT ITEMS

For Joint Committees, as follows:

JOINT ECONOMIC COMMITTEE

For salaries and expenses of the Joint Economic Committee, \$3,424,000, to be disbursed by the Secretary of the Senate.

JOINT COMMITTEE ON TAXATION

For salaries and expenses of the Joint Committee on Taxation, \$6,733,000, to be disbursed by the Chief Administrative Officer of the House.

For other joint items, as follows:

OFFICE OF THE ATTENDING PHYSICIAN

For medical supplies, equipment, and contingent expenses of the emergency rooms, and for the Attending Physician and his assistants, including: (1) an allowance of \$1,500 per month to the Attending Physician; (2) an allowance of \$500 per month each to three medical officers while on duty in the Office of the Attending Physician; (3) an allowance of \$500 per month to two assistants and \$400 per month each not to exceed 11 assistants on the basis heretofore provided for such assistants; and (4) \$1,253,904 for reimbursement to the Department of the Navy for expenses incurred for staff and equipment assigned to the Office of the Attending Physician, which shall be advanced and credited to the applicable appropriation or appropriations from which such salaries, allowances, and other expenses are payable and shall be available for all the purposes thereof, \$1,865,000, to be disbursed by the Chief Administrative Officer of the House of Representatives.

CAPITOL POLICE BOARD

CAPITOL POLICE

SALARIES

For the Capitol Police Board for salaries of officers, members, and employees of the Capitol

Police, including overtime, hazardous duty pay differential, clothing allowance of not more than \$600 each for members required to wear civilian attire, and Government contributions for health, retirement, Social Security, and other applicable employee benefits, \$113,044,000, of which \$55,239,000 is provided to the Sergeant at Arms of the House of Representatives, to be disbursed by the Chief Administrative Officer of the House, and \$57,805,000 is provided to the Sergeant at Arms and Doorkeeper of the Senate, to be disbursed by the Secretary of the Senate: Provided, That, of the amounts appropriated under this heading, such amounts as may be necessary may be transferred between the Sergeant at Arms of the House of Representatives and the Sergeant at Arms and Doorkeeper of the Senate, upon approval of the Committee on Appropriations of the House of Representatives and the Committee on Appropriations of the Senate.

GENERAL EXPENSES

For the Capitol Police Board for necessary expenses of the Capitol Police, including motor vehicles, communications and other equipment, security equipment and installation, uniforms, weapons, supplies, materials, training, medical services, forensic services, stenographic services, personal and professional services, the employee assistance program, not more than \$2,000 for the awards program, postage, telephone service, travel advances, relocation of instructor and liaison personnel for the Federal Law Enforcement Training Center, and \$85 per month for extra services performed for the Capitol Police Board by an employee of the Sergeant at Arms and Doorkeeper of the Senate or the Sergeant at Arms of the House of Representatives designated by the Chairman of the Board, \$13,146,000, to be disbursed by the Capitol Police Board or their delegate: Provided, That, notwithstanding any other provision of law, the cost of basic training for the Capitol Police at the Federal Law Enforcement Training Center for fiscal year 2002 shall be paid by the Secretary of the Treasury from funds available to the Department of the Treasury.

ADMINISTRATIVE PROVISIONS

SEC. 120. Amounts appropriated for fiscal year 2002 for the Capitol Police Board for the Capitol Police may be transferred between the headings "SALARIES" and "GENERAL EXPENSES" upon the approval of—

(1) the Committee on Appropriations of the House of Representatives, in the case of amounts transferred from the appropriation provided to the Sergeant at Arms of the House of Representatives under the heading "SALARIES";

(2) the Committee on Appropriations of the Senate, in the case of amounts transferred from the appropriation provided to the Sergeant at Arms and Doorkeeper of the Senate under the heading "SALARIES"; and

(3) the Committees on Appropriations of the Senate and the House of Representatives, in the case of other transfers.

SEC. 121. At any time on or after the date of the enactment of this Act, the United States Capitol Police may accept contributions of meals and refreshments in support of activities of the United States Capitol Police during a period of emergency (as determined by the Capitol Police Board).

SEC. 122. (a) Section 108(a)(4) of the Legislative Branch Appropriations Act, 2001, as amended by section 507(a) of the Department of Transportation and Related Agencies Appropriations Act, 2001 (as enacted into law by reference in section 101(a) of Public Law 106-346), is amended by striking "the Capitol Police Board" and all that follows and inserting the following: "the Chief of the Capitol Police, but not to exceed \$1,000 less than the annual rate of pay for the Chief of the Capitol Police."

(b) The amendment made by subsection (a) shall apply with respect to pay periods beginning on or after October 1, 2001.

SEC. 123. Any obligation or expenditure of funds made prior to the date of enactment of this Act by the House of Representatives or the Capitol Police Board for meals, refreshments, and other support and maintenance in response to a biological or other threat made after September 11, 2001 shall be deemed to have been made in compliance with sections 1301 and 1341 of title 31, United States Code.

SEC. 124. At any time on or after the date of enactment of this Act, the Capitol Police Board may incur obligations and make expenditures out of available appropriations for meals, refreshments and other support and maintenance for the Capitol Police when, in the judgment of the Capitol Police Board, such obligations and expenditures are necessary to respond to emergencies involving the safety of human life or the protection of property.

CAPITOL GUIDE SERVICE AND SPECIAL SERVICES OFFICE

For salaries and expenses of the Capitol Guide Service and Special Services Office, \$2,512,000, to be disbursed by the Secretary of the Senate: Provided, That no part of such amount may be used to employ more than 43 individuals: Provided further, That the Capitol Guide Board is authorized, during emergencies, to employ not more than two additional individuals for not more than 120 days each, and not more than 10 additional individuals for not more than 6 months each, for the Capitol Guide Service.

STATEMENTS OF APPROPRIATIONS

For the preparation, under the direction of the Committees on Appropriations of the Senate and the House of Representatives, of the statements for the first session of the One Hundred Seventh Congress, showing appropriations made, indefinite appropriations, and contracts authorized, together with a chronological history of the regular appropriations bills as required by law, \$30,000, to be paid to the persons designated by the chairmen of such committees to supervise the work.

OFFICE OF COMPLIANCE

SALARIES AND EXPENSES

For salaries and expenses of the Office of Compliance, as authorized by section 305 of the Congressional Accountability Act of 1995 (2 U.S.C. 1385), \$2,059,000, of which \$254,000 shall remain available until September 30, 2003.

CONGRESSIONAL BUDGET OFFICE

SALARIES AND EXPENSES

For salaries and expenses necessary to carry out the provisions of the Congressional Budget Act of 1974 (Public Law 93-344), including not more than \$3,000 to be expended on the certification of the Director of the Congressional Budget Office in connection with official representation and reception expenses, \$30,780,000: Provided, That no part of such amount may be used for the purchase or hire of a passenger motor vehicle.

ADMINISTRATIVE PROVISIONS

SEC. 125. (a) The Director of the Congressional Budget Office may, by regulation, make applicable such provisions of chapter 41 of title 5, United States Code, as the Director determines necessary to provide hereafter for training of individuals employed by the Congressional Budget Office.

(b) The implementing regulations shall provide for training that, in the determination of the Director, is consistent with the training provided by agencies subject to chapter 41 of title 5, United States Code.

(c) Any recovery of debt owed to the Congressional Budget Office under this section and its implementing regulations shall be credited to the appropriations account available for salaries and expenses of the Office at the time of recovery.

(d) This section shall apply to fiscal year 2002 and each fiscal year thereafter.

SEC. 126. Section 105(a) of the Legislative Branch Appropriations Act, 1997 (2 U.S.C.

606(a)), is amended by striking "or discarding," and inserting "sale, trade-in, or discarding," and by adding at the end the following: "Amounts received for the sale or trade-in of personal property shall be credited to funds available for the operations of the Congressional Budget Office and be available for the costs of acquiring the same or similar property. Such funds shall be available for such purposes during the fiscal year in which received and the following fiscal year."

SEC. 127. (a) The Director of the Congressional Budget Office may, in order to recruit or retain qualified personnel, establish and maintain hereafter a program under which the Office may agree to repay (by direct payments on behalf of the employee) all or a portion of any student loan previously taken out by such employee.

(b) The Director may, by regulation, make applicable such provisions of section 5379 of title 5, United States Code as the Director determines necessary to provide for such program.

(c) The regulations shall provide the amount paid by the Office may not exceed—

(1) \$6,000 for any employee in any calendar year; or

(2) a total of \$40,000 in the case of any employee.

(d) The Office may not reimburse an employee for any repayments made by such employee prior to the Office entering into an agreement under this section with such employee.

(e) Any amount repaid by, or recovered from, an individual under this section and its implementing regulations shall be credited to the appropriation account available for salaries and expenses of the Office at the time of repayment or recovery.

(f) This section shall apply to fiscal year 2002 and each fiscal year thereafter.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

For salaries for the Architect of the Capitol, the Assistant Architect of the Capitol, and other personal services, at rates of pay provided by law; for surveys and studies in connection with activities under the care of the Architect of the Capitol; for all necessary expenses for the general and administrative support of the operations under the Architect of the Capitol including the Botanic Garden; electrical substations of the Capitol, Senate and House office buildings, and other facilities under the jurisdiction of the Architect of the Capitol; including furnishings and office equipment; including not more than \$1,000 for official reception and representation expenses, to be expended as the Architect of the Capitol may approve; for purchase or exchange, maintenance, and operation of a passenger motor vehicle; and not to exceed \$20,000 for attendance, when specifically authorized by the Architect of the Capitol, at meetings or conventions in connection with subjects related to work under the Architect of the Capitol, \$51,371,000, of which \$3,026,000 shall remain available until September 30, 2006.

CAPITOL BUILDINGS

For all necessary expenses for the maintenance, care and operation of the Capitol, \$15,194,000, of which \$3,080,000 shall remain available until September 30, 2006.

CAPITOL GROUNDS

For all necessary expenses for care and improvement of grounds surrounding the Capitol, the Senate and House office buildings, and the Capitol Power Plant, \$6,009,000.

SENATE OFFICE BUILDINGS

For all necessary expenses for the maintenance, care and operation of Senate office buildings; and furniture and furnishings to be expended under the control and supervision of the Architect of the Capitol, \$42,126,000, of which \$3,760,000 shall remain available until September 30, 2006.

HOUSE OFFICE BUILDINGS

For all necessary expenses for the maintenance, care and operation of the House office buildings, \$54,006,000, of which \$23,344,000 shall remain available until September 30, 2006.

CAPITOL POWER PLANT

For all necessary expenses for the maintenance, care and operation of the Capitol Power Plant; lighting, heating, power (including the purchase of electrical energy) and water and sewer services for the Capitol, Senate and House office buildings, Library of Congress buildings, and the grounds about the same, Botanic Garden, Senate garage, and air conditioning refrigeration not supplied from plants in any of such buildings; heating the Government Printing Office and Washington City Post Office, and heating and chilled water for air conditioning for the Supreme Court Building, the Union Station complex, the Thurgood Marshall Federal Judiciary Building and the Folger Shakespeare Library, expenses for which shall be advanced or reimbursed upon request of the Architect of the Capitol and amounts so received shall be deposited into the Treasury to the credit of this appropriation, \$52,583,000, of which \$8,013,000 shall remain available until September 30, 2006: Provided, That not more than \$4,400,000 of the funds credited or to be reimbursed to this appropriation as herein provided shall be available for obligation during fiscal year 2002.

ADMINISTRATIVE PROVISIONS

SEC. 128. ACQUISITION OF PROPERTY BY ARCHITECT OF THE CAPITOL.—Notwithstanding any other provision of law and subject to the availability of appropriations, the Architect of the Capitol is authorized to secure, through multi-year rental, lease, or other appropriate agreement, the property located at 67 K Street, S.W., Washington, D.C., for use of Legislative Branch agencies, and to incur any necessary incidental expenses including maintenance, alterations, and repairs in connection therewith: Provided, That in connection with the property referred to under the preceding proviso, the Architect of the Capitol is authorized to expend funds appropriated to the Architect of the Capitol for the purpose of the operations and support of Legislative Branch agencies, including the United States Capitol Police, as may be required for that purpose.

SEC. 129. (a) COMPENSATION OF ARCHITECT OF THE CAPITOL.—Section 203(c) of the Federal Legislative Salary Act of 1964 (40 U.S.C. 162a) is amended by striking "the annual rate of basic pay" and all that follows and inserting the following: "the lesser of the annual salary for the Sergeant at Arms of the House of Representatives or the annual salary for the Sergeant at Arms and Doorkeeper of the Senate."

(b) COMPENSATION OF ASSISTANT ARCHITECT OF THE CAPITOL.—Pursuant to the authority described in section 308(a) of the Legislative Branch Appropriations Act, 1988 (40 U.S.C. 166b-3a(a)), the pay for the position of assistant referred to in the proviso in the first undesignated paragraph under the center subheadings "OFFICE OF THE ARCHITECT OF THE CAPITOL" and "SALARIES" in the first section of the Legislative Branch Appropriation Act, 1971 (40 U.S.C. 164a) shall be an amount equal to \$1,000 less than the annual rate of pay for the Architect of the Capitol.

(c) COMPENSATION FOR CERTAIN OTHER POSITIONS.—

(1) IN GENERAL.—In accordance with the authority described in section 308(a) of the Legislative Branch Appropriations Act, 1988 (40 U.S.C. 166b-3a(a)), section 108 of the Legislative Branch Appropriations Act, 1991 (40 U.S.C. 166b-3b) is amended—

(A) by striking subsections (a) and (b) and inserting the following:

"(a) The Architect of the Capitol may fix the rate of basic pay for not more than 12 positions at a rate not to exceed the highest total rate of

pay for the Senior Executive Service under subchapter VIII of chapter 53 of title 5, United States Code, for the locality involved.”; and

(B) by redesignating subsection (c) as subsection (b).

(2) **EFFECTIVE DATE.**—The amendment made by paragraph (1) shall apply with respect to pay periods beginning on or after the expiration of the 21-day period which begins on the date the Architect of the Capitol submits to the Committees on Appropriations of the House of Representatives and Senate a list containing the 12 positions for which the Architect will fix the rate of basic pay under the amendment, the rate of basic pay for each such position, and the job description for each such position.

(d) **COMPREHENSIVE MANAGEMENT STUDY AND RESPONSE.**—

(1) **STUDY BY COMPTROLLER GENERAL.**—Not later than November 1, 2002, the Comptroller General shall conduct a comprehensive management study of the operations of the Architect of the Capitol, and submit the study to the Architect of the Capitol and the Committees on Appropriations of the House of Representatives and Senate.

(2) **PLAN BY ARCHITECT IN RESPONSE.**—After the Comptroller General submits the study conducted under paragraph (1) to the Committees referred to in such paragraph, the Architect of the Capitol shall develop and submit to such Committees a management improvement plan which addresses the study and which indicates how the personnel for whom the Architect fixes the rate of basic pay under the amendment made by subsection (c)(1) will support such plan.

(e) **EFFECTIVE DATE.**—Except as provided in subsections (c)(2) and (d), this section and the amendments made by this section shall apply with respect to pay periods beginning on or after October 1, 2001.

SEC. 130. (a) LIQUIDATED DAMAGES.—The Architect of the Capitol may not enter into or administer any construction contract with a value greater than \$50,000 unless the contract includes a provision requiring the payment of liquidated damages in the amount determined under subsection (b) in the event that completion of the project is delayed because of the contractor.

(b) **AMOUNT OF PAYMENT.**—The amount of payment required under a liquidated damages provision described in subsection (a) shall be equal to the product of—

(1) the daily liquidated damage payment rate; and

(2) the number of days by which the completion of the project is delayed.

(c) **DAILY LIQUIDATED DAMAGE PAYMENT RATE.**—

(1) **IN GENERAL.**—In subsection (b), the “daily liquidated damage payment rate” means—

(A) \$140, in the case of a contract with a value greater than \$50,000 and less than \$100,000;

(B) \$200, in the case of a contract with a value equal to or greater than \$100,000 and equal to or less than \$500,000; and

(C) the sum of \$200 plus \$50 for each \$100,000 increment by which the value of the contract exceeds \$500,000, in the case of a contract with a value greater than \$500,000.

(2) **ADJUSTMENT IN RATE PERMITTED.**—Notwithstanding paragraph (1), the daily liquidated damage payment rate may be adjusted by the contracting officer involved to a rate greater or lesser than the rate described in such paragraph if the contracting officer makes a written determination that the rate described does not accurately reflect the anticipated damages which will be suffered by the United States as a result of the delay in the completion of the contract.

(d) **EFFECTIVE DATE.**—This section shall apply with respect to contracts entered into during fiscal year 2002 or any succeeding fiscal year.

SEC. 131. NOTWITHSTANDING ANY OTHER PROVISION OF LAW: (A) SECTION 3709 OF THE REVISED STATUTES (41 U.S.C. 5) SHALL APPLY WITH RE-

SPECT TO PURCHASES AND CONTRACTS FOR THE ARCHITECT OF THE CAPITOL AS IF THE REFERENCE TO ‘\$25,000’ IN CLAUSE 1 OF SUCH SECTION WERE A REFERENCE TO ‘\$100,000’ AND (B) THE ARCHITECT MAY PROCURE SERVICES, EQUIPMENT, AND CONSTRUCTION FOR SECURITY RELATED PROJECTS IN THE MOST EFFICIENT MANNER HE DETERMINES APPROPRIATE.

SEC. 132. ACCOUNTING AND FINANCIAL MANAGEMENT SYSTEM. The Architect of the Capitol shall develop and maintain an accounting and financial management system, including financial reporting and internal controls, which—

(1) complies with applicable federal accounting principles, standards, and requirements, and internal control standards;

(2) complies with any other requirements applicable to such systems; and

(3) provides for—

(A) complete, reliable, consistent, and timely information which is prepared on a uniform basis and which is responsive to financial information needs of the Architect of the Capitol;

(B) the development and reporting of cost information;

(C) the integration of accounting and budgeting information; and

(D) the systematic measurement of performance.

SEC. 133. (a) LIMITATION.—(1) Except as provided in paragraph (2), none of the funds provided by this Act or any other Act may be used by the Architect of the Capitol after the expiration of the 90-day period which begins on the date of the enactment of this Act to employ any individual as a temporary employee within a category of temporary employment which does not provide employees with the same eligibility for life insurance, health insurance, retirement, and other benefits which is provided to temporary employees who are hired for a period exceeding 1 year in length.

(2) Paragraph (1) shall not apply with respect to any of the following individuals:

(A) An individual who is employed under the Architect of the Capitol Summer Employment Program.

(B) An individual who is hired for a total of 120 days or less during any 5-year period (excluding any days in which the individual is employed under the Architect of the Capitol Summer Employment Program).

(C) An individual employed by the Architect of the Capitol as a temporary employee as of the date of the enactment of this Act who exercises in writing, not later than 90 days after such date, an option offered by the Architect to remain under the pay system (including benefits) provided for the individual as of such date.

(D) An individual who becomes employed by the Architect of the Capitol after the date of the enactment of this Act who exercises in writing, prior to the individual’s employment, an option offered by the Architect to receive pay and benefits under an alternative system which does not provide the benefits described in paragraph (1), except that under such an option the Architect shall be required to provide the individual with the benefits described in paragraph (1) as soon as the individual’s period of service as a temporary employee exceeds 1 year in length.

(3) Nothing in this subsection may be construed to require the Architect of the Capitol to provide duplicative benefits for any employee.

(b) **ALLOTMENT AND ASSIGNMENT OF PAY.**—(1) Section 5525 of title 5, United States Code, is amended by adding at the end the following new sentence: “For purposes of this section, the term ‘agency’ includes the Office of the Architect of the Capitol.”

(2) The amendment made by paragraph (1) shall apply with respect to pay periods beginning on or after the date of the enactment of this Act.

SEC. 134. CONGRESSIONAL AWARD YOUTH PARK.

(a) **DESIGNATION.**—The parcel of approximately 5 acres of land located on the Capitol

Grounds and described in subsection (b) shall be known and designated as the “Congressional Award Youth Park”.

(b) **AREA INCLUDED.**—

(1) **IN GENERAL.**—The parcel of land described in subsection (a) is—

(A) bounded on the north by Constitution Avenue, N.W.;

(B) bounded on the east by First Street, N.W.;

(C) bounded on the south by Pennsylvania Avenue, N.W.; and

(D) bounded on the west by Third Street N.W.

(2) **EXTENSION.**—The park shall extend to the curbs of the streets described in paragraph (1).

(c) **DESIGN.**—

(1) **COMPETITION.**—The Architect of the Capitol shall sponsor a competition for the design of the park, based on specifications developed by the Architect.

(2) **SPECIFICATIONS.**—

(A) **IN GENERAL.**—Not later than June 30, 2002, the Architect, in consultation with the majority leader and the minority leader of the Senate, and the Speaker and the minority leader of the House of Representatives, shall develop the specifications for the park.

(B) **REQUIREMENTS.**—

(i) **IN GENERAL.**—The specifications shall require an outdoor design that is accessible to the public.

(ii) **INCLUSIONS.**—To the maximum extent practicable, the specifications shall include requirements for—

(I) a fountain;

(II) extensive use of trees and flowering plants from each of the 50 States;

(III) large-scale replicas of the medals awarded under the Congressional Award Program; and

(IV) the inscription of the names of all Congressional Award recipients.

(3) **SELECTION.**—

(A) **IN GENERAL.**—As soon as practicable after the competition is completed, the Architect shall forward at least 3 designs, with recommendations, to the United States Capitol Preservation Commission.

(B) **FINAL SELECTION.**—The United States Capitol Preservation Commission shall select and approve the final design from among the 3 designs submitted under subparagraph (A).

(d) **FUNDING.**—Funds otherwise made available to the Architect of the Capitol under this Act shall be available to carry out this section.

SEC. 135. LIMITATION ON CERTAIN GIFTS AND EXPENDITURES RELATING TO THE NATIONAL GARDEN. Section 201 of the Legislative Branch Appropriations Act, 1993 (40 U.S.C. 216c note) is amended by striking “\$14,500,000” each place it appears and inserting “\$16,500,000”.

LIBRARY OF CONGRESS

CONGRESSIONAL RESEARCH SERVICE

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of section 203 of the Legislative Reorganization Act of 1946 (2 U.S.C. 166) and to revise and extend the Annotated Constitution of the United States of America, \$81,454,000: Provided, That no part of such amount may be used to pay any salary or expense in connection with any publication, or preparation of material therefor (except the Digest of Public General Bills), to be issued by the Library of Congress unless such publication has obtained prior approval of either the Committee on House Administration of the House of Representatives or the Committee on Rules and Administration of the Senate.

GOVERNMENT PRINTING OFFICE

CONGRESSIONAL PRINTING AND BINDING

(INCLUDING TRANSFER OF FUNDS)

For authorized printing and binding for the Congress and the distribution of Congressional information in any format; printing and binding for the Architect of the Capitol; expenses necessary for preparing the semimonthly and session index to the Congressional Record, as authorized by law (section 902 of title 44, United

States Code); printing and binding of Government publications authorized by law to be distributed to Members of Congress; and printing, binding, and distribution of Government publications authorized by law to be distributed without charge to the recipient, \$81,000,000: Provided, That this appropriation shall not be available for paper copies of the permanent edition of the Congressional Record for individual Representatives, Resident Commissioners or Delegates authorized under section 906 of title 44, United States Code: Provided further, That this appropriation shall be available for the payment of obligations incurred under the appropriations for similar purposes for preceding fiscal years: Provided further, That notwithstanding the 2-year limitation under section 718 of title 44, United States Code, none of the funds appropriated or made available under this Act or any other Act for printing and binding and related services provided to Congress under chapter 7 of title 44, United States Code, may be expended to print a document, report, or publication after the 27-month period beginning on the date that such document, report, or publication is authorized by Congress to be printed, unless Congress reauthorizes such printing in accordance with section 718 of title 44, United States Code: Provided further, That any unobligated or unexpended balances in this account or accounts for similar purposes for preceding fiscal years may be transferred to the Government Printing Office revolving fund for carrying out the purposes of this heading, subject to the approval of the Committees on Appropriations of the House of Representatives and Senate.

This title may be cited as the "Congressional Operations Appropriations Act, 2002".

TITLE II—OTHER AGENCIES

BOTANIC GARDEN

SALARIES AND EXPENSES

For all necessary expenses for the maintenance, care and operation of the Botanic Garden and the nurseries, buildings, grounds, and collections; and purchase and exchange, maintenance, repair, and operation of a passenger motor vehicle; all under the direction of the Joint Committee on the Library, \$5,646,000: Provided, That this appropriation shall not be available for any activities of the National Garden.

LIBRARY OF CONGRESS

SALARIES AND EXPENSES

For necessary expenses of the Library of Congress not otherwise provided for, including development and maintenance of the Union Catalogs; custody and custodial care of the Library buildings; special clothing; cleaning, laundering and repair of uniforms; preservation of motion pictures in the custody of the Library; operation and maintenance of the American Folklife Center in the Library; preparation and distribution of catalog records and other publications of the Library; hire or purchase of one passenger motor vehicle; and expenses of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board, \$306,692,000, of which not more than \$6,500,000 shall be derived from collections credited to this appropriation during fiscal year 2002, and shall remain available until expended, under the Act of June 28, 1902 (chapter 1301; 32 Stat. 480; 2 U.S.C. 150) and not more than \$350,000 shall be derived from collections during fiscal year 2002 and shall remain available until expended for the development and maintenance of an international legal information database and activities related thereto: Provided, That the Library of Congress may not obligate or expend any funds derived from collections under the Act of June 28, 1902, in excess of the amount authorized for obligation or expenditure in appropriations Acts: Provided further, That the total amount available for obligation shall be reduced by the amount by which collections are less than the \$6,850,000: Provided further, That

of the total amount appropriated, \$15,824,474 is to remain available until expended for acquisition of books, periodicals, newspapers, and all other materials including subscriptions for bibliographic services for the Library, including \$40,000 to be available solely for the purchase, when specifically approved by the Librarian, of special and unique materials for additions to the collections: Provided further, That of the total amount appropriated, \$1,517,903 is to remain available until expended for the acquisition and partial support for implementation of an Integrated Library System (ILS): Provided further, That of the total amount appropriated, \$7,100,000 is to remain available until expended for the purpose of teaching educators how to incorporate the Library's digital collections into school curricula and shall be transferred to the educational consortium formed to conduct the "Joining Hands Across America: Local Community Initiative" project as approved by the Librarian: Provided further, That of the amount appropriated, \$500,000 shall be transferred to the Abraham Lincoln Bicentennial Commission to remain available until expended for carrying out the purposes of Public Law 106-173, of which amount \$3,000 may be used for official representation and reception expenses of the Abraham Lincoln Bicentennial Commission.

COPYRIGHT OFFICE

SALARIES AND EXPENSES

For necessary expenses of the Copyright Office, \$40,896,000, of which not more than \$21,880,000, to remain available until expended, shall be derived from collections credited to this appropriation during fiscal year 2002 under section 708(d) of title 17, United States Code: Provided, That the Copyright Office may not obligate or expend any funds derived from collections under such section, in excess of the amount authorized for obligation or expenditure in appropriations Acts: Provided further, That not more than \$5,984,000 shall be derived from collections during fiscal year 2002 under sections 111(d)(2), 119(b)(2), 802(h), and 1005 of such title: Provided further, That the total amount available for obligation shall be reduced by the amount by which collections are less than \$27,864,000: Provided further, That not more than \$100,000 of the amount appropriated is available for the maintenance of an "International Copyright Institute" in the Copyright Office of the Library of Congress for the purpose of training nationals of developing countries in intellectual property laws and policies: Provided further, That not more than \$4,250 may be expended, on the certification of the Librarian of Congress, in connection with official representation and reception expenses for activities of the International Copyright Institute and for copyright delegations, visitors, and seminars.

BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED

SALARIES AND EXPENSES

For salaries and expenses to carry out the Act of March 3, 1931 (chapter 400; 46 Stat. 1487; 2 U.S.C. 135a), \$49,788,000, of which \$14,437,000 shall remain available until expended.

FURNITURE AND FURNISHINGS

For necessary expenses for the purchase, installation, maintenance, and repair of furniture, furnishings, office and library equipment, \$7,932,000.

ADMINISTRATIVE PROVISIONS

SEC. 201. Appropriations in this Act available to the Library of Congress shall be available, in an amount of not more than \$300,000, of which \$75,000 is for the Congressional Research Service, when specifically authorized by the Librarian of Congress, for attendance at meetings concerned with the function or activity for which the appropriation is made.

SEC. 202. (a) No part of the funds appropriated in this Act shall be used by the Library of Congress to administer any flexible or compressed work schedule which—

(1) applies to any manager or supervisor in a position the grade or level of which is equal to or higher than GS-15; and

(2) grants such manager or supervisor the right to not be at work for all or a portion of a workday because of time worked by the manager or supervisor on another workday.

(b) For purposes of this section, the term "manager or supervisor" means any management official or supervisor, as such terms are defined in section 7103(a)(10) and (11) of title 5, United States Code.

SEC. 203. Appropriated funds received by the Library of Congress from other Federal agencies to cover general and administrative overhead costs generated by performing reimbursable work for other agencies under the authority of sections 1535 and 1536 of title 31, United States Code, shall not be used to employ more than 65 employees and may be expended or obligated—

(1) in the case of a reimbursement, only to such extent or in such amounts as are provided in appropriations Acts; or

(2) in the case of an advance payment, only—
(A) to pay for such general or administrative overhead costs as are attributable to the work performed for such agency; or

(B) to such extent or in such amounts as are provided in appropriations Acts, with respect to any purpose not allowable under subparagraph (A).

SEC. 204. Of the amounts appropriated to the Library of Congress in this Act, not more than \$5,000 may be expended, on the certification of the Librarian of Congress, in connection with official representation and reception expenses for the incentive awards program.

SEC. 205. Of the amount appropriated to the Library of Congress in this Act, not more than \$12,000 may be expended, on the certification of the Librarian of Congress, in connection with official representation and reception expenses for the Overseas Field Offices.

SEC. 206. (a) For fiscal year 2002, the obligational authority of the Library of Congress for the activities described in subsection (b) may not exceed \$114,473,000.

(b) The activities referred to in subsection (a) are reimbursable and revolving fund activities that are funded from sources other than appropriations to the Library in appropriations Acts for the legislative branch.

(c) For fiscal year 2002, the Librarian of Congress may temporarily transfer funds appropriated in this Act under the heading "LIBRARY OF CONGRESS—SALARIES AND EXPENSES" to the revolving fund for the FEDLINK Program and the Federal Research Program established under section 103 of the Library of Congress Fiscal Operations Improvement Act of 2000 (Public Law 106-481; 2 U.S.C. 182c): Provided, That the total amount of such transfers may not exceed \$1,900,000: Provided further, That the appropriate revolving fund account shall reimburse the Library for any amounts transferred to it before the period of availability of the Library appropriation expires.

SEC. 207. Section 101 of the Library of Congress Fiscal Operations Improvement Act of 2000 (Public Law 106-481; 2 U.S.C. 182a) is amended—

(1) in the heading, by striking "AUDIO AND VIDEO"; and

(2) in subsection (a), by striking "audio and video".

SEC. 208. (a) Section 102(a) of the Library of Congress Fiscal Operations Improvement Act of 2000 (2 U.S.C. 182b(a)) is amended by adding at the end the following new paragraph:

"(4) Special events and programs."

(b) The amendment made by subsection (a) shall take effect upon the date on which the Committees on Appropriations of the House of Representatives and Senate approve a report submitted to the Committees by the Librarian of Congress which describes the guidelines and policies applicable to the hosting of special events and programs by the Librarian which are

covered under section 102(a)(4) of the Library of Congress Fiscal Operations Improvement Act of 2000 (as added by subsection (a)).

SEC. 209. Section 7 of the Abraham Lincoln Bicentennial Commission Act, Public Law 106-173, is amended by adding the following new subsections:

“(f) GIFTS.—The Commission may, for the purpose of carrying out this Act, accept and use gifts of money, property, and services, and, notwithstanding section 1342 of title 31, United States Code, may accept and use voluntary services as the Commission deems necessary.”

“(g) DETAIL OF FEDERAL EMPLOYEES.—On the request of the Commission, the head of a Federal agency or other Federal appointing authority may detail, on a reimbursable or non-reimbursable basis, any of its employees to the Commission to assist the Commission in carrying out the duties of the Commission under this Act. Any such detail of an employee shall be without interruption or loss of civil service status or privilege.”.

ARCHITECT OF THE CAPITOL CAPITOL VISITOR CENTER

For an additional amount for the unassigned space in the Capitol Visitor Center project, \$70,000,000, to remain available until expended: Provided, That section 3709 of the Revised Statutes of the United States (41 U.S.C. 5) shall not apply to the funds made available under this heading: Provided further, That the Architect of the Capitol may not obligate any of the funds which are made available for the Capitol Visitor Center under this Act or any other Act without an obligation plan approved by the chair and ranking minority member of the Committee on Appropriations of the House of Representatives for House space and the Committee on Appropriations of the Senate for Senate space.

CONGRESSIONAL CEMETERY

For the perpetual care and maintenance of the historic Congressional Cemetery, \$1,250,000, to remain available until expended: Provided, That \$1,000,000 of such amount shall be paid to the National Trust for Historic Preservation (hereafter in this paragraph referred to as the “National Trust”) for deposit into the permanently restricted account referred to in section 209(b) of the Legislative Branch Appropriations Act, 1999 (Public Law 105-275; 112 Stat. 2449) and shall be used by the National Trust in accordance with the terms and conditions applicable under such section to amounts deposited into such account: Provided further, That \$250,000 of such amount shall be for the preparation of a study to develop a program for the ongoing care and maintenance of the Cemetery.

LIBRARY BUILDINGS AND GROUNDS STRUCTURAL AND MECHANICAL CARE

For all necessary expenses for the mechanical and structural maintenance, care and operation of the Library buildings and grounds, \$21,753,000, of which \$3,748,000 shall remain available until September 30, 2006 and \$5,000,000 shall remain available until expended.

GOVERNMENT PRINTING OFFICE

OFFICE OF SUPERINTENDENT OF DOCUMENTS

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For expenses of the Office of Superintendent of Documents necessary to provide for the cataloging and indexing of Government publications and their distribution to the public, Members of Congress, other Government agencies, and designated depository and international exchange libraries as authorized by law, \$29,639,000: Provided, That travel expenses, including travel expenses of the Depository Library Council to the Public Printer, shall not exceed \$175,000: Provided further, That amounts of not more than \$2,000,000 from current year appropriations are authorized for producing and disseminating Congressional serial sets and other related publications for 2000 and 2001 to depository and

other designated libraries: Provided further, That any unobligated or unexpended balances in this account or accounts for similar purposes for preceding fiscal years may be transferred to the Government Printing Office revolving fund for carrying out the purposes of this heading, subject to the approval of the Committees on Appropriations of the House of Representatives and Senate.

GOVERNMENT PRINTING OFFICE REVOLVING FUND

The Government Printing Office is hereby authorized to make such expenditures, within the limits of funds available and in accord with the law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 9104 of title 31, United States Code, as may be necessary in carrying out the programs and purposes set forth in the budget for the current fiscal year for the Government Printing Office revolving fund: Provided, That not more than \$2,500 may be expended on the certification of the Public Printer in connection with official representation and reception expenses: Provided further, That the revolving fund shall be available for the hire or purchase of not more than 12 passenger motor vehicles: Provided further, That expenditures in connection with travel expenses of the advisory councils to the Public Printer shall be deemed necessary to carry out the provisions of title 44, United States Code: Provided further, That the revolving fund shall be available for temporary or intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not more than the daily equivalent of the annual rate of basic pay for level V of the Executive Schedule under section 5316 of such title: Provided further, That the revolving fund and the funds provided under the headings “OFFICE OF SUPERINTENDENT OF DOCUMENTS” and “SALARIES AND EXPENSES” together may not be available for the full-time equivalent employment of more than 3,260 workyears (or such other number of workyears as the Public Printer may request, subject to the approval of the Committees on Appropriations of the Senate and the House of Representatives): Provided further, That activities financed through the revolving fund may provide information in any format: Provided further, That the revolving fund shall not be used to administer any flexible or compressed work schedule which applies to any manager or supervisor in a position the grade or level of which is equal to or higher than GS-15: Provided further, That expenses for attendance at meetings shall not exceed \$75,000.

ADMINISTRATIVE PROVISION

EXTENSION OF EARLY RETIREMENT AND VOLUNTARY SEPARATION INCENTIVE PAYMENTS FOR GPO

SEC. 210. (a) Section 309 of the Legislative Branch Appropriations Act, 1999 (44 U.S.C. 305 note), is amended—

(1) in subsection (b)(1)(A), by striking “October 1, 2001” and inserting “October 1, 2004”;

and

(2) in subsection (c)(2), by striking “September 30, 2001” and inserting “September 30, 2004”.

(b) The amendments made by this section shall take effect as if included in the enactment of the Legislative Branch Appropriations Act, 1999.

GENERAL ACCOUNTING OFFICE

SALARIES AND EXPENSES

For necessary expenses of the General Accounting Office, including not more than \$12,500 to be expended on the certification of the Comptroller General of the United States in connection with official representation and reception expenses; temporary or intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not more than the daily equivalent of the annual rate of basic pay for level IV of the Executive Schedule under section 5315 of such title; hire of one passenger

motor vehicle; advance payments in foreign countries in accordance with section 3324 of title 31, United States Code; benefits comparable to those payable under sections 901(5), 901(6), and 901(8) of the Foreign Service Act of 1980 (22 U.S.C. 4081(5), 4081(6), and 4081(8)); and under regulations prescribed by the Comptroller General of the United States, rental of living quarters in foreign countries, \$421,844,000: Provided, That not more than \$1,751,000 of payments received under section 782 of title 31, United States Code, shall be available for use in fiscal year 2002: Provided further, That not more than \$750,000 of reimbursements received under section 9105 of title 31, United States Code, shall be available for use in fiscal year 2002: Provided further, That this appropriation and appropriations for administrative expenses of any other department or agency which is a member of the National Intergovernmental Audit Forum or a Regional Intergovernmental Audit Forum shall be available to finance an appropriate share of either Forum's costs as determined by the respective Forum, including necessary travel expenses of non-Federal participants: Provided further, That payments hereunder to the Forum may be credited as reimbursements to any appropriation from which costs involved are initially financed: Provided further, That this appropriation and appropriations for administrative expenses of any other department or agency which is a member of the American Consortium on International Public Administration (ACIPA) shall be available to finance an appropriate share of ACIPA costs as determined by the ACIPA, including any expenses attributable to membership of ACIPA in the International Institute of Administrative Sciences.

PAYMENT TO THE RUSSIAN LEADERSHIP DEVELOPMENT CENTER TRUST FUND

For a payment to the Russian Leadership Development Center Trust Fund for financing activities of the Center for Russian Leadership Development, \$8,000,000.

TITLE III—GENERAL PROVISIONS

SEC. 301. No part of the funds appropriated in this Act shall be used for the maintenance or care of private vehicles, except for emergency assistance and cleaning as may be provided under regulations relating to parking facilities for the House of Representatives issued by the Committee on House Administration and for the Senate issued by the Committee on Rules and Administration.

SEC. 302. No part of the funds appropriated in this Act shall remain available for obligation beyond fiscal year 2002 unless expressly so provided in this Act.

SEC. 303. Whenever in this Act any office or position not specifically established by the Legislative Pay Act of 1929 is appropriated for or the rate of compensation or designation of any office or position appropriated for is different from that specifically established by such Act, the rate of compensation and the designation in this Act shall be the permanent law with respect thereto: Provided, That the provisions in this Act for the various items of official expenses of Members, officers, and committees of the Senate and House of Representatives, and clerk hire for Senators and Members of the House of Representatives shall be the permanent law with respect thereto.

SEC. 304. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 305. (a) It is the sense of the Congress that, to the greatest extent practicable, all equipment and products purchased with funds made available in this Act should be American-made.

(b) In providing financial assistance to, or entering into any contract with, any entity using funds made available in this Act, the head of each Federal agency, to the greatest extent practicable, shall provide to such entity a notice describing the statement made in subsection (a) by the Congress.

(c) If it has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a "Made in America" inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States, such person shall be ineligible to receive any contract or subcontract made with funds provided pursuant to this Act, pursuant to the debarment, suspension, and ineligibility procedures described in section 9.400 through 9.409 of title 48, Code of Federal Regulations.

SEC. 306. Such sums as may be necessary are appropriated to the account described in subsection (a) of section 415 of Public Law 104-1 to pay awards and settlements as authorized under such subsection.

SEC. 307. Amounts available for administrative expenses of any legislative branch entity which participates in the Legislative Branch Financial Managers Council (LBFMC) established by charter on March 26, 1996, shall be available to finance an appropriate share of LBFMC costs as determined by the LBFMC, except that the total LBFMC costs to be shared among all participating legislative branch entities (in such allocations among the entities as the entities may determine) may not exceed \$252,000.

SEC. 308. Section 316 of Public Law 101-302 is amended in the first sentence of subsection (a) by striking "2001" and inserting "2002".

SEC. 309. Section 5596(a) of title 5, U.S.C., is amended by deleting "and" at the end of paragraph (4); by deleting the period at the end of paragraph (5) and inserting a semicolon; and by adding the following new paragraphs, which shall be effective for all personnel actions taken on or after the date of enactment of this Act:

"(6) the Architect of the Capitol, including employees of the United States Senate Restaurants; and

"(7) the United States Botanic Garden."

SEC. 310. Section 4(b) of the House Employees Position Classification Act (2 U.S.C. 293(b)) is amended by adding at the end the following: "Notwithstanding any other provision of this Act, for purposes of applying the adjustment made by the committee under this subsection for 2002 and each succeeding year, positions under the Chief Administrative Officer shall include positions of the United States Capitol telephone exchange under the Chief Administrative Officer."

SEC. 311. The Architect of the Capitol, in consultation with the District of Columbia, is authorized to maintain and improve the landscape features, excluding streets and sidewalks, in the irregular shaped grassy areas bounded by Washington Avenue, SW on the northeast, Second Street SW on the west, Square 582 on the south, and the beginning of the I-395 tunnel on the southeast.

SEC. 312. No funds appropriated or otherwise made available under this Act shall be made available to any person or entity that has been convicted of violating the Buy American Act (41 U.S.C. 10a-10c).

And the Senate agree to the same.

Amendment numbered 2:

That the House recede from its disagreement to the amendment of the Senate numbered 2, and agree to the same with an amendment, as follows:

Delete the matter stricken, delete the matter inserted, and strike all beginning on page 2, line 6, down through and including page 9, line 21, of the House engrossed bill, H.R. 2647.

And the Senate agree to the same.

Amendment numbered 3:

That the House recede from its disagreement to the amendment of the Senate num-

bered 3, and agree to the same with an amendment, as follows:

Delete the matter stricken, delete the matter inserted, and strike all beginning on page 17, line 19, down through and including page 17, line 23, of the House engrossed bill, H.R. 2647.

And the Senate agree to the same.

Amendment numbered 4:

That the House recede from its disagreement to the amendment of the Senate numbered 4, and agree to the same with an amendment, as follows:

Delete the section number inserted, and strike line 5 through and including line 17 of page 46 of the House engrossed bill, H.R. 2647.

And the Senate agree to the same.

CHARLES H. TAYLOR,

ZACH WAMP,

JERRY LEWIS,

RAY LAHOOD,

DON SHERWOOD,

C.W. BILL YOUNG,

JAMES P. MORAN,

STENY H. HOYER,

MARCY KAPTUR,

DAVID R. OBEY,

Managers on the Part of the House.

RICHARD J. DURBIN,

TIM JOHNSON,

JACK REED,

ROBERT C. BYRD,

ROBERT F. BENNETT,

TED STEVENS,

THAD COCHRAN,

Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE ON CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 2647) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2002, and for other purposes, submit the following joint statement to the House and Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report.

The Senate amended the House bill with five numbered amendments. The conference agreement addresses all the differences contained in the five amendments in the disposition of the first numbered amendment. The first numbered amendment therefore includes a complete version of the Legislative Branch bill. An explanation of the resolution of the differences of the other four numbered amendments is included in the first numbered amendment. The disposition of the other four numbered amendments therefore is purely technical in nature to enable the complete bill text to be included in the first amendment.

LEGISLATIVE BRANCH WIDE MATTERS

The conferees note that agencies of the Legislative Branch have taken an undisciplined position regarding the execution of their respective annual budgets as it relates to reprogramming and transfer of funds. The conferees have included the following reprogramming guidelines which shall be complied with by all entities in this conference report, exclusive of the House and Senate, funded by the Legislative Branch Appropriations Act, 2002 and thereafter:

1. Except under extraordinary and emergency situations, the Committees on Appropriations will not consider requests for a reprogramming or transfer of funds, or use of unobligated balances, which are submitted after August 1;

2. Clearly stated and detailed documentation presenting justification for the reprogramming, transfer, or use of unobligated balances shall accompany each request;

3. All agency reprogramming requests shall be submitted if the amount to be shifted to or from any object class, approved budget or program involved is in excess of \$250,000 or 10 percent, whichever is less, of the object class, approved budget, or program;

4. For any action where the cumulative effect of below threshold reprogramming actions, or past reprogramming and/or transfer actions added to the request, would exceed the dollar threshold mentioned above, a reprogramming shall be submitted;

5. For any action which would result in a major change to the program or item which is different than that presented to and approved by the Committee on Appropriations of the House and Senate, a reprogramming shall be submitted;

6. For any action where funds earmarked by either of the Committees for a specific activity are proposed to be used for a different activity, a reprogramming shall be submitted;

7. For any action where funds earmarked by either of the Committees for a specific activity are in excess of the project activity requirement, and are proposed to be used for a different activity, a reprogramming shall be submitted;

8. Additionally, each request shall include a declaration that, as of the date of the request, none of the funds included in the request have been obligated, and none will be obligated, until the Committee on Appropriations of the House and Senate have approved the request.

The conference agreement provides funding to various agencies of the Legislative Branch to implement a student loan repayment program. Detailed implementation requirements will vary among entities, however the conferees believe it is important that an overall set of controls and criteria be developed to insure consistent application of purposes of the program across the legislative branch. The conferees direct the Legislative Branch Financial Managers Council (LBFMC) to develop, in consultation with all Legislative Branch entities the controls and criteria that will govern program implementation. The LBFMC is directed to perform a comparative analysis between entity implementing regulations and governing controls and criteria and report the results of that analysis to the House and Senate Committee on Appropriations on the Legislative Branch by March 1, 2002.

Amendment No. 1: Deletes the matter inserted and inserts complete bill text excluding the short title.

Many items in both House and Senate Legislative Branch Appropriations bills are identical and are included in the conference agreement without change. The conferees have endorsed statements of policy contained in the House and Senate reports accompanying the appropriations bills, unless amended or restated herein. With respect to those items in the conference agreement that differ between House and Senate bills, the conferees have agreed to the following with the appropriate section numbers, punctuation, and other technical corrections:

TITLE I—CONGRESSIONAL OPERATIONS

SENATE

Appropriates \$606,885,000 for Senate operations, and includes, at the request of the managers on the part of the Senate, amendments that add \$150,000 to the Caucus on International Narcotics Control, that amend Section 102, and that add other administrative provisions.

Regarding Section 107, the Senate Gift Shop has sold a number of items with the specific designation that a portion of the profits would be used toward construction of the Capitol Visitor Center. This section provides authority to transfer those profits to

the Capitol Preservation Fund, for use by the Capitol Preservation Commission, which has oversight responsibility for construction of the Capitol Visitor Center. Profits identified for the Capitol Visitor Center that were earned prior to FY2001 may be transferred to the Capitol Preservation Fund provided they were so identified and retained in the Senate Gift Shop Revolving Fund from the date earned.

Section 108 modifies existing legislation to clarify that the Old Supreme Court Chamber is under the supervision of the Senate Commission on Art; deletes the \$15,000 limitation on authorized funding for the Commission on Art; clarifies that funding may be in such amount as necessary; authorizes the Secretary to sign vouchers for the Commission on Art, in lieu of the Chairman or Vice Chairman; and restates the fact that all vouchers are ultimately approved by the Rules Committee before payment.

Section 109 authorizes the Secretary of the Senate and the Sergeant at Arms to procure temporary help as needed for up to a 30 day period for any position. Such temporary help are not employees of the Senate. Nothing in this legislation authorizes the handling of sensitive or classified information, and applicable restrictions and procedures must be followed.

Section 110 amends section 31(d) of 2 U.S.C. 59e(d).

Section 111 increases the amount available to the Committee on Rules and Administration for expenses under section 14(c) of Senate Resolution 54 by \$150,000, for salaries and expenses incurred by the Committee on Rules and Administration associated with the administration of the Joint Committee on Printing.

Inasmuch as these items relate solely to the Senate, and in accord with long practice under which each body determines its own housekeeping requirements and the other concurs without intervention, the managers of the part of the House, at the request of the managers on the part of the Senate, have receded to the amendments of the Senate.

HOUSE OF REPRESENTATIVES

Appropriates \$878,195,100 for House operations, and includes, at the request of the managers on the part of the House, an amendment adding \$145,100 for the traditional death gratuity upon the death of a Member of the House of Representatives and reflects an unspecified reduction of \$4,000,000.

The conference agreement provides funding and authority to the Senate and various agencies of the Legislative Branch to implement a student loan repayment program. Authority and funding for the House of Representatives has not been included because of the absence of implementation guidelines and criteria. The conferees believe that the House of Representatives should examine such a program as soon as practicable and therefore strongly encourage the House Administration Committee to develop and recommend guidelines and criteria to be included in the FY 2003 budget request. The authorities contained in this bill for the Senate, and the recommendations of the Legislative Branch Financial Managers Council (LBFMC) should be taken into account in the development of this program.

In addition, the managers on the part of the House have amended an administrative provision in the House bill and added provisions regarding an allowance, authorizing additional positions for House officers, authorization for the House Employment Counsel to represent the House in judicial proceedings. The officers of the House have acquired additional expertise in response management and continuity of operations as a result of the recent emergencies created by

terrorist attacks and other activities that were not contemplated within current resource levels. In order to maintain an institutionalized capability and to help assure the security needs of the House are being met on a long term basis, the managers on the part of the House realize that current FTE limits have been superseded and direct the officers to take whatever steps are necessary to continue these functions in the most economical and operationally sound manner possible. Current FTE limits, therefore, shall not apply with respect to these activities. The managers on the part of the House also direct that, of the funds in the bill made available to the House for salaries and expenses, \$143,000 may be transferred to the Office of Legislative Counsel, at the request of the Legislative Counsel, to provide resources necessary for continuity of operations. Inasmuch as these items relate solely to the House, and in accord with long practice under which each body determines its own housekeeping requirements and the other concurs without intervention, the managers on the part of the Senate, at the request of the managers on the part of the House, have receded to the amendments of the House.

While applauding the Herculean efforts of the Chief Administrative Officer, the Clerk, and others in the House of Representatives in providing alternative workspace and equipment for the House during the period in which House office buildings have been closed, the managers on the part of the House remain greatly concerned about the ability of Members and staff to access their computer systems from offsite locations during emergencies. The managers on the part of the House understand and appreciate that providing permanent remote access to House computer systems for all House offices would require the resolution of many complicated issues relating to security, technical capabilities, and the allocation of resources. Nevertheless, the managers on the part of the House urge the Chief Administrative Officer, the Clerk, and other relevant House officers to quickly develop a plan under which each office of the House of Representatives shall have available some permanent, reliable means to access its computer systems from a remote location. The managers on the part of the House request that the Chief Administrative Officer prepare and submit a report to the Committees on House Administration and Appropriations of the House of Representatives not later than 90 days after the enactment of the bill which describes the progress made by the Chief Administrative Officer in preparing and implementing this plan.

The managers on the part of the House direct the Chief Administrative Officer to calculate the amount of wages food service hourly employees that work in the House lost due to the necessary recent closing of House office buildings and to reimburse the applicable vendors to pay those wages from the proceeds of the restaurant services revolving fund.

JOINT ITEMS

OFFICE OF THE ATTENDING PHYSICIAN

Appropriates \$1,865,000 for the Office of the Attending Physician as proposed by the House instead of \$1,765,000 as proposed by the Senate. This amount includes \$1,253,904 for reimbursement to the Department of Navy for expenses incurred as proposed by the House instead of \$1,159,904 as proposed by the Senate.

CAPITOL POLICE BOARD

CAPITOL POLICE

SALARIES

Appropriates \$113,044,000 for salaries of officers, members, and employees of the Capitol

Police instead of \$112,592,000 as proposed by the House and \$112,922,000 as proposed by the Senate, of which \$55,239,000 is provided to the Sergeant at Arms of the House of Representatives and \$57,805,000 is provided to the Sergeant at Arms and Doorkeeper of the Senate. The conferees direct the Chief of the Capitol Police to make retroactive to October 1, 2001 any comparability adjustments in pay of sworn officers.

GENERAL EXPENSES

Appropriations \$13,146,000 for general expenses of the Capitol Police instead of \$11,081,000 as proposed by the House and \$12,394,000 as proposed by the Senate. The increase above the House allowance provides an additional \$65,000 for card readers and \$2,000,000 for the accelerated upgrade and installation of a new networked in-place monitoring system. The conferees have provided \$1,525,467 to purchase 40 vehicles for canine officers to transport police dogs. This action will provide the United States Capitol Police with operational-parity similar to other federal law enforcement agencies. This amount allows for the purchase of the police service vehicles and the related purchase and installation of police-vehicle equipment and canine cages (\$1,357,600). The first year's annual operating costs for these vehicles including fuel and maintenance is estimated at \$101,867. In addition, the salaries appropriation provides one FTE for additional maintenance staff.

ADMINISTRATIVE PROVISIONS

The conferees have included an administrative provision allowing for the transfer of funds upon the approval of the committees on Appropriations of the House and Senate. In addition, the conferees have included administrative provisions that authorize the Capitol Police to purchase goods and services in emergency situations; that authorize the Capitol Police to accept donations of meals and refreshments in emergency situations; sets a cap on the level of pay for the Chief Administrative Office of the Capitol Police; and another provision authorizing the payment of certain expenditures made in connection with the terrorist acts of September 11, 2001, and subsequent threats. The conferees direct that within 30 days of utilizing the authorization provided to purchase or accept donations of goods and services a report of such transactions and the reasons therefore will be submitted to the Committee on Appropriations of the House and Senate.

OFFICE OF COMPLIANCE

For the Office of Compliance the conferees have agreed that of the amount appropriated, \$254,000 shall remain available until September 30, 2003, as proposed by the House.

CONGRESSIONAL BUDGET OFFICE

Appropriates \$30,780,000 for salaries and expenses of the Congressional Budget Office as proposed by the House instead of \$30,680,000 as proposed by the Senate. The conferees have included three administrative provisions that provide for an employee training program, authorization to apply the proceeds from the sale of older equipment to be applied to the purchase of equipment used for the same purpose, and the establishment of a student loan repayment program as a recruitment tool.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

Appropriates \$51,371,000 for salaries and expenses, Capitol buildings and grounds, general administration, Architect of the Capitol, instead of \$46,705,000 as proposed by the

House and \$54,000,000 for the Architect of the Capitol, Capitol Buildings and Grounds, Capitol buildings, salaries and expenses as proposed by the Senate. Of this amount \$20,000 is provided for attendance at meetings as proposed by the Senate instead of \$30,000 as proposed by the House. Of the amount appropriated \$3,026,000 shall remain available until September 30, 2006 instead of \$3,414,000 to remain available until expended as proposed by the Senate. In addition, the conferees have included provisions pertaining to a Chief Financial Officer and the acquisition of property, as proposed by the Senate.

With respect to the object class and project differences between the House and Senate bills, the conferees have agreed to the following:

Operating Budget	\$47,007,000
Capitol Projects:	
1. Implementation of AOCNET	500,000
2. Financial Management System	2,076,000
3. Computer-Aided Facility Management	700,000
4. Implementation of Safety Programs	450,000
5. Security Project Support	125,000
6. Replace Building Automation System, Capitol Complex	240,000
7. Micrographic & Recording Storage Equipment	73,000
8. Development of Master Commissioning Specifications	100,000
9. Develop AOC Engineering Guide Specifications	100,000

MINOR CONSTRUCTION

Instead of providing for a separate account, as proposed by the House, the conferees have included \$5,000,000 as a line item within House office buildings account for minor construction.

CAPITOL BUILDINGS

Appropriates \$15,194,000, of which \$3,080,000 shall remain available until September 30, 2006, for maintenance, care and operation of the Capitol, by the Architect of the Capitol, instead of \$17,674,000 as proposed by the House. The Senate bill included \$54,000,000 for this activity in the appropriation immediately preceding. With respect to object class and project differences between the House and Senate bills, the conferees have agreed to the following:

Operating Budget	\$9,696,000
Capitol Projects:	
1. Provide Infrastructure for Security Installations	200,000
2. Conservation of Wall Paintings	300,000
3. Replacement of Minton Tile	200,000
4. Roofing Repair, Around House and Senate Chambers	160,000
5. Replace Exit Doors for Emergency Egress and Security, Capitol Building	475,000
6. Design, Install Emergency Signs and Lighting	200,000
7. Egress Door Improvements	100,000
8. Replace Halon Fire Suppression Systems ...	50,000
9. Design, Upgrade Kitchen Exhausts	150,000
10. ADA Requirements	75,000

11. Elevator/Escalator Modernization Program	750,000
12. Rehabilitate Dome	1,605,000
13. Design, Exterior Stone Preservation	725,000
14. Chandelier Restoration and Crystal/Globe Replace	230,000
15. Door Refinishing/Restoration	211,000
16. Cold Storage for Historic Negatives	67,000

CAPITOL GROUNDS

Appropriates \$6,009,000 to the Architect of the Capitol for the care and improvements of grounds surrounding the Capitol, House and Senate office buildings, and the Capitol Power plant instead of \$6,904,000 as proposed by the House and \$6,000,000 as proposed by the Senate. With respect to object class and project differences between the House and Senate bills, the conferees have agreed to the following:

Operating Budget	\$5,653,000
Capitol Projects:	
1. Replace Trucks	80,000
2. Provide Lights at Lot 9	276,000

SENATE OFFICE BUILDINGS

Appropriates \$42,126,000 for the maintenance, care, and operation of the Senate office buildings to the Architect of the Capitol instead of \$47,500,000 as proposed by the Senate, of which \$3,760,000 shall remain available until September 30, 2006. The reduction from the Senate level is attributable to the transfer of funds, related to the central support staff, to the new General Administration account. Inasmuch as this item relates solely to the Senate, and in accord with long practice under which each body determines its own housekeeping requirements and the other concurs without intervention, the managers on the part of the House, at the request of the managers on the part of the Senate, have receded to the Senate.

HOUSE OFFICE BUILDINGS

Appropriates \$54,006,000 for the maintenance, care, and operation of the House office buildings to the Architect of the Capitol instead of \$49,006,000 as proposed by the House, of which \$23,344,000 shall remain available until September 30, 2006. Inasmuch as this item relates solely to the House, and in accord with long practice under which each body determines its own housekeeping requirements and the other concurs without intervention, the managers on the part of the Senate, at the request of the managers on the part of the House, have receded to the House. The additional funds provided flexibility for unforeseen needs including minor construction, repair, and alteration projects, land acquisition, and related activities, in connection with construction and maintenance activities of House office buildings.

Consistent with the energy conservation plan (Section 310 of the Legislative Branch Appropriations Act, 1999), the Architect of the Capitol is directed to provide compact fluorescent light bulbs in table, floor, and desk lamps in House office buildings for offices of the House which request them, including any retrofitting of the lamps which may be necessary to install such bulbs.

CAPITOL POWER PLANT

In addition to the \$4,400,000 made available from receipts credited as reimbursements to this appropriation, appropriates \$52,583,000 to the Architect of the Capitol for maintenance, care and operation of the Capitol power plant, instead of \$45,324,000 as proposed by the House and \$47,403,000 as proposed by the Senate. Of this amount \$8,013,000 shall remain available until Sep-

tember 30, 2006, instead of \$100,000, to remain available until expended, as proposed by the House and \$3,300,000, to remain available until expended, as proposed by the Senate. With respect to object class and project differences between the House and Senate bills, the conferees have agreed to the following:

Operating Budget	\$43,395,000
Capitol Projects:	
1. Implement Emergency Shoring and Repairs to Tunnels	100,000
2. Update CAD Drawings for Capitol power plant	75,000
3. Install Ventilation in coal bunkers	65,000
4. Replace deaerator heaters	335,000
5. Study, heat balance/efficiency improvements	100,000
6. Repoint and clean east and west plant chimneys	90,000
7. Replace controls west cooling tower	180,000
8. Install dual, low NO _x burners, boilers 5-7	200,000
9. Install Synchronous excitation package for chillers	130,000
10. Modernize Coal Handling System	7,913,000

ADMINISTRATIVE PROVISIONS

The conference agreement includes several administrative provisions related to the operations of the Architect of the Capitol. There is a provision that sets a cap on the level of pay of the Architect of the Capitol and Assistant Architect of the Capitol and authorizes the Architect to set levels of basic pay for twelve positions. The conferees direct that the Architect designate one of the twelve positions for security management functions. There is a provision requiring payment of liquidated damages in the event that completion of a project greater than \$50,000 in value is delayed because of the contractor; a provision that sets the limitation for small purchase contracts at \$100,000; a provision involving a financial management system; a provision that authorizes eligibility for life insurance, health insurance, retirement, and other benefits for temporary employees; a provision regarding a youth park; and a provision adjusting the limitation of donations to the National Garden.

The Architect of the Capitol is directed to develop design specifications and to sponsor a competition for the design of the youth park. The final design will be selected by the Capitol Preservation Commission. The Architect is authorized to use his existing funding for design specification development and the competition. Since construction cost is dependent on final design, no funding has been appropriated at this time.

The conferees direct the Architect of the Capitol to observe the reprogramming guidelines stated under the heading, "Legislative Branch Wide Matters," earlier in this statement.

LIBRARY OF CONGRESS

CONGRESSIONAL RESEARCH SERVICE

SALARIES AND EXPENSES

Appropriates \$81,454,000 for salaries and expenses, Congressional Research Service, Library of Congress, as proposed by the House instead of \$81,139,000 as proposed by the Senate. This level of funding provides for 739 full time equivalents.

TITLE II—OTHER AGENCIES

BOTANIC GARDEN

SALARIES AND EXPENSES

Appropriates \$5,646,000 for salaries and expenses, Botanic Garden, instead of \$5,946,000

as proposed by the House and \$5,829,000 as proposed by the Senate. The conferees have included language, as proposed by the House, setting a limitation on the use of funds for any activities of the National Garden and have not included the provision providing for reception and representation expenses. With respect to object class and project differences between the House and Senate bills, the conferees have agreed to the following:

Operating Budget	\$4,107,000
Capitol Projects:	
1. Design, Administrative building renovation and addition	200,000
2. Roof Fall Protection, DC Village	131,000
3. Vehicle Replacement ..	68,000
4. Shade Curtain warranty	125,000
5. Conservatory Galleries design exhibits, banners and audio tours	615,000
6. Implementation/contractor support conservatory courtyards ...	400,000

LIBRARY OF CONGRESS

SALARIES AND EXPENSES

Provides \$306,692,000 for salaries and expenses, Library of Congress, which will fund 2,792 FTE's, instead of \$304,692,000 as proposed by the House and \$297,775,000 as proposed by the Senate. Of this amount \$6,850,000 is made available from receipts collected by the Library of Congress and \$15,824,474 is to remain available until expended for acquisition of books, periodicals, newspapers, and all other library materials as proposed by the House instead of \$10,824,474 as proposed by the Senate.

With respect to differences between the House and Senate bills, the conferees have agreed to the following:

1. Mandatories	\$12,381,417
2. Hands Across America ...	7,100,000
3. Purchase of Library Materials	15,824,474
4. Law Library Arrearage Reduction	850,000
5. Abraham Lincoln Bicentennial Commission	500,000
6. National Digital Library	18,080,735

The conference agreement includes funds for two programs, to remain available until expended. One provision, for \$7,100,000, is for teaching educators how to incorporate the Library's primary source digital materials into school curricula and includes \$1,500,000 for a pilot project in Illinois. The second provision provides \$500,000, which includes \$3,000 for official representation and reception expenses, for the Abraham Lincoln Bicentennial Commission.

COPYRIGHT OFFICE

SALARIES AND EXPENSES

Provides \$40,896,000, including \$27,864,000 made available from receipts, for salaries and expenses, Copyright Office, as proposed by the House instead of \$40,701,000, including \$27,864,000 from receipts, as proposed by the Senate. This level of funding provides for 530 full time equivalents.

BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED

SALARIES AND EXPENSES

Appropriates \$49,788,000 for salaries and expenses, books for the blind and physically handicapped as proposed by the House instead of \$49,765,000 as proposed by the Senate. This level of funding provides for 128 full time equivalents.

FURNITURE AND FURNISHINGS

Appropriates \$7,932,000 for furniture and furnishings as proposed by the House instead of \$8,532,000 as proposed by the Senate.

The managers on the part of the House do not concur with the language in the Senate report regarding incorporating the Furniture and Furnishings account into the Library's other appropriation accounts.

ADMINISTRATIVE PROVISIONS

In addition to various technical corrections the conferees have agreed to set an overall limitation of \$300,000 on funds available for attendance at meetings instead of \$203,560 as proposed by the House and \$407,560 as proposed by the Senate of which \$75,000 is provided to the Congressional Research Service instead of \$60,486 as proposed by the House and \$86,486 as proposed by the Senate. The conferees have included administrative provisions that authorize a new Library of Congress revolving fund and establishes a gift fund and authorizes detailees for the Lincoln Bicentennial Commission.

ARCHITECT OF THE CAPITOL

CAPITOL VISITOR CENTER

The conference agreement provides \$70,000,000 to the Architect of the Capitol for the completion of the expansion space. The Architect of the Capitol is directed not to obligate any funds for this project without an approved obligation plan. The plan should specify the purpose, amount, and timing of anticipated obligations.

CONGRESSIONAL CEMETERY

Appropriates \$1,250,000 to the Architect of the Capitol for a grant for the care and maintenance of the Congressional Cemetery, instead of \$2,500,000 as proposed by the Senate. Of this amount, \$250,000 is available to the Architect to develop a plan, in consultation with the Association for the Historic Preservation of the Congressional Cemetery, for perpetual care and maintenance of the Cemetery. The plan shall be submitted to the National Trust for Historic Preservation for review. The remaining amount is available as a grant to an endowment fund for perpetual care and maintenance.

LIBRARY BUILDINGS AND GROUNDS

STRUCTURAL AND MECHANICAL CARE

Appropriates \$21,753,000 for structural and mechanical care. Library buildings and grounds instead of \$22,252,000 as proposed by the House and \$18,753,000 as proposed by the Senate. Of this amount \$5,000,000 shall remain available until expended instead of \$8,918,000 as proposed by the House and \$6,878,000 as proposed by the Senate, and \$3,748,000 of the amount provided shall remain available until September 30, 2006.

With respect to the object class and project differences between the House and Senate bills, the conferees have agreed to the following:

Operating budget	\$10,853,000
Capitol Projects:	
1. Replace partition supports JMMB	200,000
2. Replace VSD Motor Controls, TJB & JAB ...	132,000
3. Replace sidewalks, TJB and JAB	100,000
4. Restore decorative painting, TJB and JAB	100,000
5. Book stack lighting controls, TJB and JAB	100,000
6. Audio Visual Conservation Center, Culpeper ..	5,000,000
7. LOC Room and partition modifications	500,000
8. Replace compact stack safety, JMMB	300,000
9. Design, smoke detectors compliance, LB&G	100,000
10. Roof fall protection, LB&G	1,778,000
11. Design egress improvements	550,000

12. Design upgrade kitchen exhausts systems	70,000
13. ADA requirements, LB&G	100,000
14. Design collections security	200,000
15. Design, replacement of rain leaders, JAB	50,000
16. Design, remover 4 escalators for office space JMMB	100,000
17. Preservations environmental monitoring	100,000
18. Design book storage #2, Ft. Meade	420,000
19. Repair life safety deficiencies	1,000,000

GOVERNMENT PRINTING OFFICE

OFFICE OF SUPERINTENDENT OF DOCUMENTS

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

Appropriates \$29,639,000 for salaries and expenses, Office of Superintendent of Documents as proposed by the House instead of \$28,728,000 as proposed by the Senate.

ADMINISTRATIVE PROVISION

The conferees have agreed to a provision in the House bill which extends existing authorization or early retirement and voluntary separation incentive payments. The Senate bill includes a similar provision.

GENEAL ACCOUNTING OFFICE

SALARIES AND EXPENSES

Appropriates \$421,844,000 for salaries and expenses, General Accounting Office as proposed by the House instead of \$417,843,000 as proposed by the Senate. Within the appropriating language, the conferees have set the limitation on the representation expenses at \$12,500 as proposed by the House instead of \$12,000 as proposed by the Senate and made technical corrections on two matters.

The agreement does not include two provisions inserted in the Senate amendment that relate to a pilot program in technology assessment. The conferees direct the Comptroller General to obligate up to \$500,000, of the funds made available, for a pilot program in technology assessment as determined by the Senate and to submit to the Senate a report on the pilot program not later than June 15, 2002.

PAYMENT TO THE RUSSIAN LEADERSHIP DEVELOPMENT CENTER TRUST FUND

Appropriates \$8,000,000 for a payment to the Russian Leadership Development Center Trust Fund instead of \$10,000,000 as proposed by the Senate. The conferees note that the FY2001 Appropriations Act established this program in the Legislative Branch and authorized the use of non-appropriated monies to support this program.

TITLE III—GENERAL PROVISIONS

In Title III, General Provisions, section numbers have been changed to conform to the conference agreement and technical corrections have been made. The conferees have included section 309 (appropriately renumbered) of the House bill. The conferees recognize that the Capitol Telephone Exchange operates out of one location with employees working side-by-side. The conferees understand the importance of establishing equal pay for these workers, and appreciate the complications created by the fact that some are House employees and some are Senate employees, paid from funds appropriated to the respective bodies. The conferees direct the House Chief Administrative Officer and the Senate Sergeant at Arms to make a recommendation to the House and Senate Appropriations Committees, on House Administration, and the Senate Committee on Rules and Administration, on how to structure the

U.S. Capitol Telephone Exchange to provide for uniform pay, procedures and policies for all its employees while continuing to provide a high level of service to Members, staff and the American people. This report should be submitted by April 30, 2002.

The conferees have included a provision that authorizes the Architect of the Capitol to maintain and improve landscape features of property located near the House office buildings. The conferees have included the House provision regarding the Buy American Act and have excluded the House provision related to the installation of compact fluorescent light bulbs and have included direction, under the paragraph explaining House Office Buildings, for the Architect of the Capitol to address this matter.

Amendment No. 2: Deletes the matter stricken and deletes the matter inserted and deletes certain House matter not stricken by the Senate. The disposition of this amendment is purely technical so that the entire text of the conference agreement could be included in amendment numbered 1. The description of the resolution of the differences in this amendment can be found in the joint statement of the managers under amendment numbered 1.

Amendment No. 3: Deletes the matter stricken and deletes the matter inserted and deletes certain House matter not stricken by the Senate. The disposition of this amendment is purely technical so that the entire text of the conference agreement could be included in amendment numbered 1. The description of the resolution of the differences in this amendment can be found in the joint statement of the managers under amendment numbered 1.

Amendment No. 4: Deletes the section number stricken and inserted and deletes certain House matter not stricken by the Senate.

Amendment No. 5: Deletes the matter stricken by the Senate.

CONFERENCE TOTAL—WITH COMPARISONS

The total new budget (obligational) authority for the fiscal year 2002 recommended by the Committee of Conference, with comparisons to the fiscal year 2001 amount, the 2002 budget estimates, and the House and Senate bills for 2002 follow:

[In thousands of dollars]	
New budget (obligational) authority, fiscal year 2001	\$2,729,527
Budget estimates of new (obligational) authority, fiscal year 2002	2,961,870
House bill, fiscal year 2002	2,239,000
Senate bill, fiscal year 2002	2,874,114
Conference agreement, fiscal year 2002	2,971,142
Conference agreement compared with:	
New budget (obligational) authority, fiscal year 2001	+241,615
Budget estimates of new (obligational) authority, fiscal year 2002	+9,272
House bill, fiscal year 2002	732,142
Senate bill, fiscal year 2002	+97,028

CHARLES H. TAYLOR,
ZACH WAMP,
JERRY LEWIS,
RAY LAHOOD,
DON SHERWOOD,
C.W. BILL YOUNG,
JAMES P. MORAN,
STENY H. HOYER,
MARCY KAPTUR,
DAVID R. OBEY,

Managers on the Part of the House.

RICHARD J. DURBIN,

TIM JOHNSON,
JACK REED,
ROBERT C. BYRD,
ROBERT F. BENNETT,
TED STEVENS,
THAD COCHRAN,
Managers on the Part of the Senate.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12 of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 11 o'clock and 23 minutes p.m.), the House stood in recess subject to the call of the Chair.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

4425. A letter from the Principal Deputy General Counsel, Department of Defense, transmitting a draft of proposed legislation to award the medal of honor to Ben L. Salomon and Jon E. Swanson; to the Committee on Armed Services.

4426. A letter from the Principal Deputy General Counsel, Department of Defense, transmitting a draft of proposed legislation relating to the annual survey of racial, ethnic, and gender issues; to the Committee on Armed Services.

4427. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Charles R. Heflebower, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

4428. A letter from the Director, Office of Management and Budget, transmitting a report on the Cost Estimate For Pay-As-You-Go Calculations; to the Committee on the Budget.

4429. A letter from the Office of Civilian Radioactive Waste Management, Department of Energy, transmitting the seventeenth Annual Report on the activities and expenditures of the Office of Civilian Radioactive Waste Management, pursuant to 42 U.S.C. 10224(c); to the Committee on Energy and Commerce.

4430. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Reasonably Available Control Technology Requirements for Volatile Organic Compounds and Nitrogen Oxides in the Pittsburgh-Beaver Valley Area [PA041-4178; FRL-7083-3] received October 10, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4431. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans Kentucky: Approval of Revisions to Kentucky State Implementation Plan [KY-75-1; KY-97-1-200109; FRL-7082-8] received October 10, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4432. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Kentucky; Approval of Revisions to State Implementation Plan; Revised Format for Mate-

rials Being Incorporated by Reference for Jefferson County, Kentucky [KY-103; KY-107; KY-110; KY-114; KY-115; KY-122-200203; FRL-7082-7] received October 10, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4433. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Kentucky: Approval of Revisions to State Implementation Plan, Source Specific Requirements, and Nonregulatory Provisions [KY-131, and KY-133-200201; FRL-7083-1a] received October 10, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4434. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; State of Missouri [MO 0135-1135a; FRL-7082-6] received October 10, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4435. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; Illinois Trading Program [IL 165-2; FRL-7056-6] received October 10, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4436. A letter from the Associate Bureau Chief, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting the Commission's final rule—Replacement of Part 90 by Part 88 to Revise the Private Land Mobile Radio Services and Modify the Policies Governing Them [PR Docket No. 92-235] and Examination of Exclusivity and Frequency Assignment Policies of the Private Land Mobile Services—received October 9, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4437. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—Interim Storage for Greater Than Class C Waste [Docket No. PRM-72-2] (RIN: 3150-AG33) received October 9, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4438. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to Israel (Transmittal No. DTC 102-01), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

4439. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to Israel (Transmittal No. DTC 112-01), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

4440. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to the United Kingdom (Transmittal No. DTC 117-01), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

4441. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to France (Transmittal No. DTC 099-01), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.